

**Journal of the
S E N A T E
State of Florida
TABLE OF CONTENTS**

VOLUME I

Regular Session	January 9 through March 3, 2018
Miscellaneous Subject Index	Page 1
Numerical Index	Page 3

VOLUME II

Regular Session (Continued)	March 5 - 11, 2018
Final Reports After Adjournment Sine Die, Regular Session 2018	Page 1303
Certification, Regular Session	Page 1304
How to Find or Trace a Bill, Resolution, or Memorial	Page 1305
Members of the Senate; Bills, Resolutions, and Memorials Introduced; and Committee Assignments	Page 1306
Bills, Resolutions, and Memorials Introduced by Committees	Page 1310
Miscellaneous Subject Index	Page 1311
Vetoed Bills	Page 1312
Subject Index of Senate and House Bills, Resolutions, and Memorials	Page 1313
Numerical Index	Page 1397

JOURNAL OF THE SENATE

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Secretary of the Senate

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Journal
of the
S E N A T E
State of Florida



FIFTIETH REGULAR SESSION
UNDER THE CONSTITUTION AS REVISED IN 1968
JANUARY 9 THROUGH MARCH 11, 2018

MEMBERS OF THE SENATE

(23 Republicans, 15 Democrats, 2 Vacancies)

REGULAR SESSION

January 9 through March 11, 2018

- | | |
|---|--|
| District 1: Doug Broxson (R), Pensacola
Escambia, Santa Rosa, and part of Okaloosa | District 22: Kelli Stargel (R), Lakeland
Parts of Lake and Polk |
| District 2: George B. Gainer (R), Panama City
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa | District 23: Greg Steube (R), Sarasota
Sarasota and part of Charlotte |
| District 3: Bill Montford (D), Tallahassee
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla | District 24: Jeff Brandes (R), St. Petersburg
Part of Pinellas |
| District 4: Aaron Bean (R), Fernandina Beach
Nassau and part of Duval | District 25: Joe Negron (R), Stuart
Martin, St. Lucie, and part of Palm Beach |
| District 5: Rob Bradley (R), Fleming Island
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion | District 26: Denise Grimsley (R), Lake Placid
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk |
| District 6: Audrey Gibson (D), Jacksonville
Part of Duval | District 27: Lizbeth Benacquisto (R), Fort Myers
Part of Lee |
| District 7: Travis Hutson (R), St. Augustine
Flagler, St. Johns, and part of Volusia | District 28: Kathleen Passidomo (R), Naples
Collier, Hendry, and part of Lee |
| District 8: Keith Perry (R), Gainesville
Alachua, Putnam, and part of Marion | District 29: Kevin J. Rader (D), Delray Beach
Parts of Broward and Palm Beach |
| District 9: David Simmons (R), Altamonte Springs
Seminole and part of Volusia | District 30: Bobby Powell (D), West Palm Beach
Part of Palm Beach |
| District 10: Wilton Simpson (R), Trilby
Citrus, Hernando, and part of Pasco | District 31: Vacant
Part of Palm Beach |
| District 11: Randolph Bracy (D), Ocoee
Part of Orange | District 32: Lauren Book (D), Plantation
Part of Broward |
| District 12: Dennis Baxley (R), Ocala
Sumter and parts of Lake and Marion | District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale
Part of Broward |
| District 13: Linda Stewart (D), Orlando
Part of Orange | District 34: Gary M. Farmer, Jr. (D), Lighthouse Point
Part of Broward |
| District 14: Dorothy L. Hukill (R), Port Orange
Parts of Brevard and Volusia | District 35: Oscar Braynon II (D), Miami Gardens
Parts of Broward and Miami-Dade |
| District 15: Victor M. Torres, Jr. (D), Orlando
Osceola and part of Orange | District 36: Rene Garcia (R), Hialeah
Part of Miami-Dade |
| District 16: Vacant
Parts of Pasco and Pinellas | District 37: Jose Javier Rodriguez (D), Miami
Part of Miami-Dade |
| District 17: Debbie Mayfield (R), Melbourne
Indian River and part of Brevard | District 38: Daphne Campbell (D), Miami
Part of Miami-Dade |
| District 18: Dana D. Young (R), Tampa
Part of Hillsborough | District 39: Anitere Flores (R), Miami
Monroe and part of Miami-Dade |
| District 19: Darryl Ervin Rouson (D), St. Petersburg
Parts of Hillsborough and Pinellas | District 40: Annette Taddeo (D), Miami*
Part of Miami-Dade |
| District 20: Tom Lee (R), Brandon
Parts of Hillsborough, Pasco, and Polk | |
| District 21: Bill Galvano (R), Bradenton
Manatee and part of Hillsborough | |

Membership elected General Election, November 8, 2016
Districts with even numbers for a 2-year term
Districts with odd numbers for a 4-year term
* Elected Special Election, September 26, 2017

OFFICERS OF THE SENATE

Joe Negron, *President*
Anitere Flores, *President Pro Tempore*
Wilton Simpson, *Majority (Republican) Leader*
Oscar Braynon II, *Minority (Democratic) Leader*

Nonmember Elected Officer
Debbie Brown, *Secretary of the Senate*

MEMBERS AND OFFICERS OF THE SENATE

THE 2016-2018 FLORIDA SENATE

President



Joe Negron (R)
Stuart
District 25

President Pro Tempore



Anitere Flores (R)
Miami
District 39

Majority (Republican) Leader



Wilton Simpson (R)
Trilby
District 10

Minority (Democratic) Leader



Oscar Braynon II (D)
Miami Gardens
District 35



Dennis Baxley (R)
Ocala
District 12



Aaron Bean (R)
Fernandina Beach
District 4



Lizbeth Benacquisto (R)
Fort Myers
District 27



Lauren Book (D)
Plantation
District 32



Randolph Bracy (D)
Ocoee
District 11



Rob Bradley (R)
Fleming Island
District 5



Jeff Brandes (R)
St. Petersburg
District 24



Doug Broxson (R)
Pensacola
District 1



Daphne Campbell (D)
Miami
District 38



Gary M. Farmer, Jr. (D)
Lighthouse Point
District 34



George B. Gainer (R)
Panama City
District 2



Bill Galvano (R)
Bradenton
District 21



Rene Garcia (R)
Hialeah
District 36



Audrey Gibson (D)
Jacksonville
District 6



Denise Grimsley (R)
Lake Placid
District 26



Dorothy L. Hukill (R)
Port Orange
District 14



Travis Hutson (R)
St. Augustine
District 7



Tom Lee (R)
Brandon
District 20



Debbie Mayfield (R)
Melbourne
District 17



Bill Montford (D)
Tallahassee
District 3

MEMBERS AND OFFICERS OF THE SENATE

THE 2016-2018 FLORIDA SENATE



Kathleen Passidomo (R)
Naples
District 28



Keith Perry (R)
Gainesville
District 8



Bobby Powell (D)
West Palm Beach
District 30



Kevin J. Rader (D)
Delray Beach
District 29



Jose Javier Rodriguez (D)
Miami
District 37



Darryl Ervin Rouson (D)
St. Petersburg
District 19



David Simmons (R)
Altamonte Springs
District 9



Kelli Stargel (R)
Lakeland
District 22



Greg Steube (R)
Sarasota
District 23



Linda Stewart (D)
Orlando
District 13



Annette Taddeo (D)
Miami
District 40



Perry E. Thurston, Jr. (D)
Fort Lauderdale
District 33



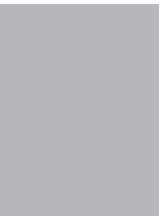
Victor M. Torres, Jr. (D)
Orlando
District 15



Dana D. Young (R)
Tampa
District 18



Vacant
District 16



Vacant
District 31

Includes new member in District 40 elected at a special election on September 26, 2017

Nonmember Elected Officer



Debbie Brown
Secretary of the Senate

Sergeant at Arms



Tim Hay



Journal of the Senate

Number 1—Regular Session

Tuesday, January 9, 2018

Beginning the Fiftieth Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 120th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 9th of January, A.D., 2018, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

CONTENTS

Address by Governor	7
Address by President	2
Call to Order	1
Committee Substitutes, First Reading	93
Committees of the Senate	136
Communication	137
Election of Senator	1
Enrolling Reports	138
Executive Business, Appointments	132
Executive Business, Suspensions	130
Executive Communication	1
House Messages, Final Action	134
Introduction and Reference of Bills	9
Joint Session	7
Motions	6
Reference Changes, Rule 4.7(2)	101
Reports of Committees	101, 104
Senate Pages	138
Special Guests	2, 7
Special Performance	2
Special Presentation	1
Supreme Court Certification	134
Vetoed Bills	104

CALL TO ORDER

The Senate was called to order by President Negron at 9:30 a.m. A quorum present—37:

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Excused: Senator Lee

ELECTION OF NEW SENATOR

The Department of State notified the Secretary of the Senate that Senator Annette Taddeo, Miami, had been elected on September 26, 2017, in a special general election as a member of the Senate, filling the vacancy in District 40.

Senator Taddeo was administered the oath of office by The Honorable Peggy Quince, Florida Supreme Court Justice, in the Senate Chamber on October 10, 2017.

The President appointed Senator Taddeo to the Appropriations Subcommittee on General Government; Banking and Insurance; Environmental Preservation and Conservation; Military and Veterans Affairs, Space, and Domestic Security; and Transportation.

EXECUTIVE COMMUNICATION

By Executive Order Number 17-288, a special general election for Senate District 31 was set for April 10, 2018, by Governor Rick Scott.

PRAYER

The following prayer was offered by Father David Killeen, Rector, St. John's Episcopal Church, Tallahassee:

Accept, O Lord, our thanks and praise for all that you have done for us. We thank you for the splendor of the whole creation, for the beauty of this world, and for the wonder of life.

Give us wisdom and reverence to use the resources of your creation that no one may suffer from our abuse of them and that generations yet to come may continue to praise you for your bounty. Open our ears and hearts to the cries of the poor and give us courage to care for those in need.

In our Capitol, districts, and hometowns, we thank you for setting us at tasks that demand our best efforts and for leading us to accomplishments that satisfy and delight us. We thank you, also, for those disappointments and failures that lead us to acknowledge our dependence on you alone.

Grant that we may not rest until all the people of this land share the benefits of true freedom and gladly accept its disciplines. For yours is the kingdom, O Lord, and you are exalted as head above all. Amen.

COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and a Color Guard of the Florida National Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Color Guard included the following members from the Florida National Guard: First Sergeant Chaddrick Faison; Staff Sergeant Curtis Miller; Staff Sergeant Bernice Watson; Staff Sergeant Tiffany Mitchell; and Sergeant Andre Bowen.

PLEDGE

Major General Michael Calhoun, Adjutant General of the Florida National Guard, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced The New 76ers members, Brian Durham, Danny Goddard, and Kelly Goddard, who sang *The Star Spangled Banner*. Kelly is a member of the staff of the Florida Historic Capitol Museum.

SPECIAL GUESTS

The President introduced the following guests: Governor Rick Scott, Lieutenant Governor Carlos Lopez-Cantera, Commissioner of Agriculture Adam Putnam, and Chief Financial Officer Jimmy Patronis.

The President recognized the following Supreme Court Justices: Chief Justice Jorge Labarga, Justice Ricky Polston, Justice C. Alan Lawson, Justice Charles T. Canady, and Justice Barbara J. Pariente.

The President announced the Senate was honored by the presence of former Senate President Jim Scott.

The President introduced former Senators Dave Aronberg, Palm Beach County State Attorney; Curt Kiser; Van Poole; Charlie Dean; Steve Geller; and Carey Baker, who were present in the chamber.

Senator Stargel introduced the First Lady of the Florida Senate and Martin County School Board Member, Rebecca Negron.

The President welcomed all the other Senate spouses who were present in the chamber.

DOCTOR OF THE DAY

The President recognized Dr. Ajay Kumar of St. Petersburg as the doctor of the day. Dr. Kumar specializes in family medicine.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1522—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

WHEREAS, Governor Rick Scott has expressed a desire to address the Legislature in Joint Session, NOW, THEREFORE,

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

That the House of Representatives and the Senate convene in Joint Session in the Chamber of the House of Representatives at 11:00 a.m. this day, January 9, 2018, for the purpose of receiving a message from the Governor.

—was taken up and read the first time by title. On motion by Senator Benacquisto, **SCR 1522** was read the second time in full, adopted, and, by two-thirds vote, immediately certified to the House.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1524—A concurrent resolution providing for adjourning and reconvening of each house of the Legislature and providing for adjournment sine die during the 2018 Regular Session.

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

That, pursuant to Section 3(e) of Article III of the State Constitution, each house of the Legislature may, without further consent from the other house, determine its respective dates and times for adjourning and reconvening during the 2018 Regular Session of the Legislature, beginning Tuesday, January 9, 2018, and ending Friday, March 9, 2018.

BE IT FURTHER RESOLVED that the Legislature shall adjourn sine die at the earlier of Friday, March 9, 2018, at 11:59 p.m. or upon concurrent motions to adjourn sine die.

—was taken up and read the first time by title. On motion by Senator Benacquisto, **SCR 1524** was read the second time in full, adopted, and, by two-thirds vote, immediately certified to the House.

ADDRESS BY PRESIDENT JOE NEGRON

Well, good morning again, Senators. It's great to see everyone back for the 2018 Legislative Session. I would like to begin today by addressing a very important issue that faces not only the Florida Senate but also our counterparts in Congress, the entertainment industry, employers large and small across the country, and our culture in general. Let me be clear: the Florida Senate has zero tolerance for sexual harassment or misconduct of any kind against any employee or visitor. State government should lead by example in instituting policies that ensure employees feel safe when they come to work and comfortable to confidentially report inappropriate behavior by any person.

As public and private entities around the country review their own policies related to sexual and workplace harassment, the Senate is also participating in this important dialogue. Led by Chair Benacquisto, the Senate is working to update its administrative policy on sexual and workplace harassment to make it even more abundantly clear to employees and anyone else that they can and should report sexual or workplace harassment to anyone they feel comfortable speaking with. During my six years in the Florida House and my service here in the Florida Senate, it has been my experience that a vast majority of elected officials, professional staff, and visitors to the Capitol conduct themselves with a high standard of professionalism and dedication. In fact, in the Florida Senate, as you know, we are blessed with some of the most qualified and dedicated professional staff I have ever had the pleasure of working with. Many of our professional staff members have served this body for decades before us, and they will be here long after our public service comes to an end. I want every Senate employee to hear me when I say that as your President, I am committed to ensuring that we all have a safe workplace environment to do the people's business.

One of the most important issues affecting the people of Florida is addressing the recent hurricanes that have impacted our state. Let's start with Hurricane Irma. In the Senate, we have had 14 Senate committees that have held hearings on response, recovery, and lessons learned. We are reviewing the impacts to state parks and beaches, to utility infrastructure—an issue that is important to Senator Simmons—and fuel supply. Now while many parts of our state were hit by the hurricane and are still recovering, I think we can all agree that the Florida Keys were especially hard hit. They have shown a remarkable resiliency and, while there are workplace needs and there are businesses that are still getting back to full steam, I, for one, admire the resiliency that our fellow citizens in the Keys have shown getting that important part of our state back and functioning. In addition, Senator Galvano and Senator Grimsley are both working on comprehensive legislation to help our agriculture industry, particularly citrus, get back on its feet. One, and there are many, of the sad parts of Hurricane Irma was that our citrus industry was just on the verge of having probably their best year in a decade. With all of the challenges from greening and other challenges from overseas competition that they have faced, I've talked to many citrus owners and other employees who work in the citrus industry. They are 100 percent committed to getting back on their feet and to continuing to make Florida a place like we all grew up with. There are certain iconic symbols in Florida—the grapefruit, the orange—those are important parts of our state along with many other agricultural products that are grown in Florida. I am looking forward to their work.

Senator Stargel, Senator Book, and others are working to address issues surrounding the electricity outages that occurred throughout the state but particularly at our nursing homes. Most of you who know me know that I have been a long-time supporter, promoter, and believer in our nursing homes. I have visited nursing homes in my district and all over Florida. Some of you have heard this before, and it's ok, it is a good reminder for all of us. We know from demographics that the composite resident of a nursing home is an 85-year-old woman. Many of you have had the opportunity, as I have, to visit these women in their nursing homes and to see the character that they bring to our state, and have the same affection and feeling of responsibility toward them that I have. I always give credit to people to the best of my ability when they come

up with a good way of saying something. I have to give credit to Senator Benacquisto for this statement because she told this to me and it's stuck with me all of these years: "These are the women who have shaped our communities." When you see them, they raised families, they worked, and many of them volunteered during World War II. I think it's critically important that every senior in a nursing home—men and women—are cared for with the highest level of safety and dignity. That will be one of our priorities this session.

A couple of final thoughts on hurricane recovery: I think an issue that I see as I travel throughout Florida is the need for removal of displaced vessels. I know that the Florida Wildlife Conservation Commission has taken a leadership role in that. We want to make sure that we give them the tools that they need. I think that is a very important part for safety and for the condition of our state. Senator Stargel, Senator Passidomo, and Senator Young have filed legislation for us to consider for a hurricane sales tax holiday. The Governor, our entire state, Senator Torres, and all of us welcome the tens of thousands of our fellow citizens from Puerto Rico who have chosen to make their new home in Florida. We will welcome them, and we will take whatever steps we need to in conjunction with the Governor regarding policy and budget to make sure that we welcome them as our fellow citizens to the State of Florida.

Next, I'd like to talk a couple of minutes about the opioid crisis. This is an area where Senators organically have been addressing in their own districts. I personally have attended some, but I attended one particularly in my home area. I represent western Palm Beach County. Senator Rader co-hosted a forum on the opioid crisis in Palm Beach County. We have heard many things from everyone involved in that issue. Obviously, our hearts go out to families and individuals who have been affected by this issue. I have another phrase I want to give credit for and this goes to Senator Brandes. He and I were talking about this issue a couple of months ago, and this was the first time I had heard this phrase directed toward this issue. He said, "We need to have a multi-disciplinary approach to the opioid crisis." I think that really sums it up well. Senator Benacquisto is carrying the Governor's proposal, which will also include her personal policy recommendations. Senator Bean has a bill that addresses prescribing limits and what our policy should be in that regard. I know Senator Passidomo is very passionate. She has researched and gotten visits from personal knowledge on the pediatric aspects and the neonatal aspects of this issue both of which are so important. Senator Garcia has really been a passionate advocate on substance abuse and mental health treatment long before this particular issue arose, and I'm looking forward to contributions that he will make and continue to make on that idea. Senator Garcia, thank you for your leadership and many, many years on both substance abuse and mental health.

For people who are selling and trafficking in opioids, to me, that is a criminal law issue. We will do everything we can to support law enforcement to track down—do everything we can to stop the sale and distribution of opioids. At the same time, for those who are struggling with addiction, who want help, who reach out for help, to me, that is more of a public health issue. I think it is important that men and women who come forward to seek help, that we have appropriate solutions for them, that we have appropriate treatment, including medication-assisted treatment, to give them every opportunity to overcome their addiction. I'm very gratified that law enforcement policies are increasingly recognizing addiction as a medical issue and not simply as an issue for law enforcement to deal with. To me, there is a delicate balance. We need to respect the doctor-patient relationship. I don't think we should intrude unreasonably into the doctor-patient relationship. At the same time, we should and we will do everything we can to prevent addiction from happening in the first place.

Now, many of you will remember about two years ago—actually just more than a few years ago—I was here for a designation ceremony. I talked to you. Some people said, "Just talk about general things." I said, "No, I worked three and a half years to get this position, and I put 50,000 miles a year on my car. It was a long journey, and I'm going to talk about issues that I personally care about, that I know Senators care about because I've been to their districts and talked to them about it." I laid out some very specific goals. Just like in the classroom, we are now at the halfway point. This is a good time to review our progress and see what kind of scorecard we can have. My kids hear about this they'll like it because we have a thing in Martin County called Pinnacle. In the Martin County School District, it's a way for parents to conduct sur-

veillance on their grades and academic progress of their students, and I am notorious for monitoring Pinnacle very closely for all three of our students who grew up. Now, we have an opportunity to do that with some things that I talked about and I know all of us care about.

What you will remember is number one: Let's make our good universities great. So how are we doing? The University of Florida, for the first time ever in the history of the university, ranked in the top ten for national public universities. I think we should all be proud of that accomplishment by the University of Florida. Florida State University is up ten spots in the rankings in the last two years. I think we are just getting started, and I want to set a goal for all of us. Some of our terms will expire by then, but I think we should set a goal as a state for the next five years that the University of Florida will be a top five national university, and Florida State University will be in the top 20. I think we can achieve that goal if we all work together with our universities and with our students. When you hear some information about some of the students we've brought here today, I think that goal is very attainable.

We accomplished over an 80 percent increase in need-based aid, our goal being every student, regardless of financial background. They may have to work. Their parents can contribute as they can. I would never want any student in Florida to be unable to attend the university or college to which he or she was admitted because of a financial barrier. We funded 109,000 previously unfunded college and university students for a total of 234,000 students receiving need-based aid in Florida. One of the pinnacles was when I got on a bus with several Senators and we went around the state. Most of you met us at one stop. I just kept talking about how we are going to get Bright Futures back to 100 percent of tuition, fees and \$300 per semester for books because that's what it used to be. I am very proud of the Senate for leading the way and, obviously, for Speaker Corcoran, the House, and the Governor, that this is not now planned, this isn't something we're talking about doing. As we are here today, Bright Future academic scholars in Florida are receiving 100 percent of tuition and fees, \$300 a semester for books, and one summer school. I give credit to Governor Scott. I was at an education conference in Orlando. He is the first official who suggested, or recommended, that we pay for a summer through Bright Futures and we incorporated that into the Senate plan. We have over 40,000 students and families who are receiving that. Universities are currently using the increases that we provided to do many things. Hundreds of top-notch new faculty members have been hired and are on our campuses. We've reduced class size, upgraded aging infrastructure and research facilities, we have improved our law, business, and medical schools. One of the key factors, and one of the key initiatives for me in this, is that our universities are committed to a four-year graduation rate rather than a six-year rate for full-time students. Of course, we all understand that many students attend part-time. Students sometimes have a medical situation or a home situation where they have to take some time off from school. We understand that and the law takes that into account. For a typical student who arrives on a university campus, enrolls full-time, and is on or near campus and living there, we expect and we will work with students to make sure that they are able to graduate in four years. As Governor Scott mentions, the amount of money that this saves the families and the students is important, but also it helps our universities as they are striving to be the best that they can be. Students and families deserve certainty as they plan for the financial commitment of a university or college education. That leads me to Senate Bill 4 by our President Designate, Senator Galvano. We hope to take that bill up on Thursday. Among other things, Senate Bill 4 will make permanent the academic scholar benefits that I just previously described.

Additionally, we will raise the medallion level of Bright Futures to 75 percent of tuition where it used to be. Senator Bradley's idea was to provide them with the same one summer to make sure that they can graduate in four years if they need to get a few extra credits. Now, sometimes I have the media and others ask me, "Why is this an issue of rankings and improving our universities and this commitment to have national elite destination universities in Florida, like the University of Virginia and the University of North Carolina at Chapel Hill?" This is not about bragging rights. This isn't about being able to look at a ranking in the *U.S. News and World Report* or some other publication. It's beyond dispute that how our universities are perceived around the country and around the world have a direct effect on the prospects for our students. Obviously, there will be some students going to graduate school and that's fine. But for the majority of students, they are going to go into the workforce. They are going to get a job just like all of us have a

job. My goal not only as a legislator, but as a parent as well, is that we want every student to march across the graduation stage and have a diploma in one hand and have a job offer in the other hand. We are seeing that more and more at our universities and colleges. I have talked to presidents, I have talked to those who are responsible for linking students with jobs and with internships, and we are seeing a significant increase in the number of companies and employers from around the country that are interviewing for our best and brightest students here in Florida.

Nowhere has our impact been more dramatic than with National Merit Scholars. Many of you remember, and I have talked about this before, Senator Benacquisto came to me back in 2013, when I was chairing the Appropriations Committee. She talked to me about the importance of trying to set some policies so that National Merit Scholars who are Floridians and are being recruited by other states with tremendous offers. Many of them were leaving Florida—not because they wanted to. I actually think it is good to export some of our best talent so that Florida is represented around the country. Some students were choosing to go to schools in other states strictly because of financial reasons, and that, I don't think, is something that we would want. This is the only part of statistics in this speech, but I am passionate about this issue. In 2013, Florida was ranked number nine in the United States among public universities for the number of National Merit Scholars. Fast forward to today. This is a good example of how legislators can make a difference, and make a difference a lot more quickly than you might think. We went from number nine in 2013. Today, we are number three—only Texas and Oklahoma are ahead of us. I believe that if we pass Senate Bill 4 and it is signed into law by the Governor, we will then be able to recruit out of state National Merit Scholars to come to Florida. That will leave Oklahoma behind because Oklahoma has all kinds of benefits to attract National Merit Scholars from many states, and a lot of Floridians are attending the University of Oklahoma. Texas, of course, is a much larger state than Florida, but I am so proud of the fact that we have gone from number nine to number three with our National Merit Scholars.

Now let's talk about freshmen coming into our universities. In 2013, we had 163 National Merit Scholars who enrolled as freshmen in our universities. In the 2018-2019 year, our estimate is we expect 401 freshmen to enroll as National Merit Scholars in our universities, so we have more than doubled it. All told, right now, our best estimate, including this coming year, is that we will have over 1,000 Benacquisto National Merit Scholars enrolled in our universities and colleges. Senator Benacquisto, thank you for a great idea, and I'm so proud that we were able to accomplish that together with everyone else here. Thank you.

I'd also like to take just a moment to thank the Board of Governors Chair, Tom Kuntz, and Chancellor Marshall Criser. They have completely bought into the efforts of the Senate to raise the standings of our public universities. They've given us great ideas. They were gracious enough to have members of the Board of Governors, at least one representative, sometimes more, at every university stop when we visited all of our universities. I want to thank both of them for working with us because, obviously, it takes all of us together, a legislature with funding and policy but also the Board of Governors and other university leaders to join us. Now, before I introduce the students who have been personally impacted by your efforts and my efforts, I want to take a moment as a sports fan. I like to say, "If there is a ball involved and they keep score, the Negrons are interested." I want to congratulate the University of Central Florida for their undefeated, 13-0 football team. They beat Auburn, as most of us were watching, I was, in the Chick-fil-A Peach Bowl. It was the second most-watched Peach Bowl of all time because it was a great game. Those of us who root for UCF, we had a great conclusion to the game. Congratulations to them on an undefeated season.

Now, as promised, I want to introduce you to some students who are our fellow citizens here in Florida who have benefited from the extraordinary changes that we have made in funding initiatives in higher education. Ryan Aponte is a junior at the University of North Florida who moved to Florida when he was just eight years old. Ryan's dad is a retired New York City firefighter, and his mother is a neonatal nurse practitioner. Ryan is following in her footsteps by pursuing a career in nursing. Ryan is a recipient of the Academic Scholarship and a scholarship from the Air Force that will help him with his expenses. He is

expected to graduate and be a 2nd Lieutenant in the United States Air Force. Welcome.

Let me go to Gabriela Parpia. Gabriela is a junior at the University of Central Florida, majoring in interdisciplinary studies with a minor in business administration. Gaby was named a National Merit Finalist and a Benacquisto Scholarship recipient in 2015, and decided to stay here in Florida and follow in her mother's footsteps as a second-generation Knight. Gabriela was selected to participate in the highly selective Burnett Medical Scholars BS/MD Award. She is the Vice President of the campus Pre-Dental Student Association and has conducted mission trips to Panama and Nicaragua with the organization. She plans to attend a professional school and be a dentist like her mother. Welcome Gabriela. We will come back to our third introduction in just a moment.

But halfway through the academic year, on behalf of the hundreds of thousands of students who were realizing their dreams of a college or university education, I want to once again, thank you for your support. I look forward to seeing Senate Bill 4 signed into law in short order so that students and families can be confident in their planning for the upcoming school year.

Number two: Stop the discharges from Lake Okeechobee. Many of you will remember the issue of blue-green algae that was caused by discharges from Lake Okeechobee, both to the east to the St. Lucie River and then out the Caloosahatchee River to southwest Florida. This was a horrific situation and had an adverse effect on many other areas of South Florida. Our Senate worked together, and as a result, we were able to pass an historic piece of legislation: Senate Bill 10. Senate Bill 10 was fully funded. It is ahead of schedule; it provides for what is an indispensable component to reduce, and ultimately eliminate, discharges, and that is increased storage south of Lake Okeechobee. The bill provides for 100 billion gallons of dynamic storage, and I am proud to report, this is not an idea; this is not something we are workshoping, having meetings. It is being fully implemented and has been embraced by Governor Scott, by the Department of Environmental Protection, and by the South Florida Water Management District. Everyone involved put this in real-time on the website; they are committed to making this a reality so that at some point, we will look back and say, "It was a period of time where we had these discharges, but we took steps, which, by the way, have been agreed upon by scientists, by elected leaders, by community leaders, by expert scientists in the field." What has been agreed to for 18 years was just always put at the end of the process. There was always a reason to keep postponing it: 2016, 2018, 2021. If you postpone something long enough, you can keep it from happening. And so as a result of what the Senate did, and what the Governor signed into law, we are moving forward with additional storage north of the lake, which we need. We need septic to sewer conversions. There are lots of components to this. We tackled the most difficult issue, which is southern storage, and I'm so pleased that the Water Management District, DEP, and the Governor are so committed to making sure that it's implemented in a very timely manner. I want to thank a few people who made that happen: Senator Bradley, the sponsor, who worked the bill and got the bill passed through the Senate; Senator Latvala, who shepherded the bill through the appropriations process; Senator Book, who is the Chair of our Environmental Appropriations Committee and made significant contributions to Senate Bill 10; and, finally, I would like to thank Senator Stewart for her contributions to the bill as well. She is the Vice Chair of the Environmental Preservation Committee. I want to thank everyone who has worked so hard on behalf of the millions of citizens who are directly affected, but all of us, as a state, are affected if we have pollution occurring in any part of Florida.

Number three: Let's not criminalize adolescence. The Senate passed legislation, as you know, to increase the use of civil citations. Senator Brandes, Senator Bracy, Senator Powell, and others are working with our colleagues in the House this session to find common ground on some efforts to increase our efforts and making sure, again, taking off of the table serious wrongdoing and criminality violence by young people—we cannot and will not tolerate that. On the other hand, we all know when there are mistakes in judgment that are made and we don't want young people to have a permanent record or to seriously and adversely affect their future because of a mistake they made when they were a teenager.

Number four: I said, "Let's embrace the Constitution." I want to briefly mention three areas where I think we made tremendous progress in that effort. Number one: Senator Baxley had a bill we passed,

it's now law, protecting religious freedom in our public schools. Senator Baxley's legislation, now law, specifies that a school district may not discriminate against a student, parent, or school personnel on the basis of a religious viewpoint or religious expression. Freedom of religion is a central right protected by our Constitution. The government should not impose a religion, and I don't support that. Our Constitution is very clear about that. All too often, we see the other extreme where we are taking away people's right to free speech and their right to practice their faith, or to practice no faith, in a way that they believe is appropriate. Students of any faith or no faith have a right to free speech. I am proud that the Senate took the steps necessary to protect this important constitutional right of public school students, parents, teachers, and school administrators. Thank you, Senator Baxley.

Senator Baxley also sponsored and helped pass a bill on eyewitness identification. This bill didn't get a lot of attention. It was passed without great fanfare, but it's an issue that I think is very important to all of us who are committed to accountability and committed to the rule of law. We know from research, and I was a member of the Innocence Commission, appointed by President Haridopolos. We had many members from the judiciary and law enforcement determine what we could do on the issue of wrongful convictions. Because wrongful convictions are a tragedy, not just for the person who is wrongfully convicted. It's also a tragedy for the victim because the person who is actually responsible has not been held accountable. We learned from research that there are two primary reasons why we have wrongful identifications; they're never done intentionally. One is because you put so much pressure on a person, and all of us could imagine if you were in this situation, where they're brought into the sheriff's department, shown a lineup to try to determine who may have committed the crime. The research shows that creates so much pressure on an individual that they feel obligated to pick someone because otherwise they're concerned that the investigation is not going to proceed. Sometimes, inadvertently, they select the wrong person. That's the first part of the bill. It simply says we are going to give a cautionary instruction to any person who is picking someone from a photo lineup, or from an actual lineup, that says, "Number one, this investigation will continue after this procedure regardless of what happens today, and secondly, the person who is a perpetrator may or may not be in this particular lineup." We know from research that this dramatically decreases the number of misidentifications. Secondly, we provide that the officer who is directly on the case and who knows who the suspect is, that we have another officer to conduct the lineup so that there isn't any inadvertent cue because the officer has knowledge that the other person doesn't have. I believe the passage of this law will, over time, prevent dozens and dozens of wrongful convictions and also make sure that people who have committed crimes are held accountable.

The third bill that I think also carries forward, and needs our obligation to protect the Constitution, was Senator Bradley's stand-your-ground defense. It clearly puts the burden of proof on the state to prove the guilt of any individual. I have said before that if the State of Florida wants to put a citizen in prison, the State of Florida should have the burden of proof at each and every stage of the proceeding to prove that a person is guilty. When it comes to the trial, they prove them guilty beyond and to the exclusion of every reasonable doubt.

Those are three very important bills that I believe met our goal to follow the Constitution. When I look back at last session, I see promises made and promises kept. In higher education, when I was thinking about this and talking to many of you about this as we were preparing for last session, the progress that we have made in higher education, in building reputations of our universities, and in providing benefits for students so that they're not struggling with financial insecurity, is way beyond the expectations that even I had, and how quickly we've been able to make a difference. I want to thank all of you for your efforts in making that happen.

Before I conclude on higher education, let me go back and complete the introductions. We introduced you to Gabriela. I now want to introduce you to Ryan Aponte. Ryan, will you stand? I made one mistake I want to correct. Ryan is a junior at the University of North Florida, as I said, who moved here when he was eight years old. His dad is a retired New York City firefighter. He is following in his mother's footsteps. You notice two out of three of our students—you don't think mothers are important—two out of three of our students are following their mothers' careers. He is pursuing a career in nursing, and he is a recipient of the Academic Scholar Award. He tells us—we had a chance to visit before

we came to the floor today—that the Bright Futures Scholarship that he's received has made it possible for him to graduate without taking on any student loan debt. So, welcome Ryan, and congratulations on your career!

Jack Northrup is in his second year at the University of West Florida. He earned a Medallion Scholar Award and a National Air Force High School Scholarship. Jack is majoring in supply chain logistics. With the alignment of his academic program for Air Force ROTC and his major in the College of Business, Jack will graduate in four years, having earned his Bachelor's Degree and a commission as a Second Lieutenant in the United States Air Force. Welcome Jack, and thank you for your service to the United States and to Florida!

Another promise we made to our constituents was the return of some of their hard-earned dollars. In recent years, as you know, we passed back-to-school sales tax holidays; we have reduced the corporate income tax; we permanently lowered sales tax with the business rent tax charged on commercial leases; we permanently eliminated the sales tax on machinery and manufacturing equipment; we permanently decreased the communications services tax on Floridians' phones and television services; we also provided a reduction in vehicle registration fees for every Floridian who registers a car or truck; and we eliminated the sales tax charged to returning service members and their families who have purchased a vehicle overseas. Last year, we sponsored and passed legislation by Senator Lee that gives voters the opportunity to increase the homestead property tax exemption by \$25,000. This year, Senator Stargel will sponsor legislation that gives the people of Florida the opportunity to require a super majority of the Legislature to approve any future tax increase. The Senate record on tax relief is broad-based and bipartisan. It reflects the ideas and suggestions of Senators from every corner of Florida. I look forward to continuing that effort this session.

I want to talk a moment about Amendment 1. Amendment 1 was passed by over 70 percent of the vote, that exceeds the percentage of votes that many of us were elected by, myself included. This is an issue I think we must continue to work to keep our promise to the voters to fully implement Amendment 1—not only the spirit of Amendment 1, but also the intent of Amendment 1, and the actual language of Amendment 1. It is our responsibility to faithfully implement that amendment.

Among other issues that we will look at in that regard is legislation by Senator Bradley, who has legislation for \$100 million for Florida Forever; I believe Senator Hukill will have a bill that will create a permanent funding source for beach renourishment. I want to talk about an issue that Senator Gibson and I both care deeply about, and I don't know anyone in the chamber that is more committed to our military; we have members of the military obviously all throughout Florida, and we appreciate and respect each and every one of them. I have to say as someone who has traveled Florida, northwest Florida—and I would put in this category and several other areas—but Jacksonville, they appreciate the military in Jacksonville. And it is such an important part of that community. We have a strong bipartisan record of support for our active duty members of the military, including veterans and their families. We passed the Florida G.I. Bill, which waives out-of-state tuition for honorably discharged veterans. We've also dedicated funds to armory revitalization and to base buffering efforts that protect Florida's military bases from encroachment. Again, this year, we have many opportunities to honor the service and sacrifice of our active duty military and veteran families who call Florida home. Senator Gibson has done a tremendous job in leading this effort as Chair of our Military Committee, and I want to personally thank you.

Senator Gainer and Senator Broxson are working on legislation authorizing Florida colleges to waive certain fees for active duty members of the armed forces. Senator Young is sponsoring legislation to provide statewide, dedicated behavioral health care referral services to veterans and their families through Florida's existing 211 network. Senator Steube has a bill to eliminate the fee a veteran must pay to have the word "Veteran" displayed on an identification card for driver's licenses. Senator Baxley is working to create a veteran identification card to be used by veterans as proof of their veteran status. This identification card can be used to obtain discounts or fee waivers, and it would be available to veterans who have been honorably discharged. I am hopeful that these good bills, and other bills under consideration, will help so-

lidity Florida's reputation as the most veteran-friendly state in the nation.

I want to talk about a couple of proposals from Governor Scott that I look forward to working on with him this session. I hope all of you will give close attention to the requests the Governor has made for additional pay raises for state law enforcement. The Senate has been on the forefront of this issue, as you know, and we have always focused our efforts as a strategic approach to look at where we have unfilled vacancies, where we have high turnover, and where we have high demand. I look forward to consideration of that proposal. As I mentioned earlier, I am committed, and I have talked with many of you and know that we are all committed, to supporting our fellow citizens from Puerto Rico who have come to Florida and intend to make Florida their home. I look forward to working with the Governor on many of the proposals that he has put forward, but I wanted to highlight those two.

The Speaker of the House, Speaker Corcoran, has some priorities that I think will be well received by the Florida Senate and they're priorities that I support and have supported. I think we will see initiatives come from the House that continue to move our state in a direction of school choice. I firmly believe that parents should make decisions of what is best for their students. Some students want to attend, and their families would like them to attend, a traditional public school, or would like to attend a charter school, and some would like to attend an independent or religious school. Some parents choose to homeschool their children. I don't love my children enough to homeschool them, but I respect the decision of families to homeschool. I know families that have one student who is homeschooled, one student who attends a charter school, and one who goes to a traditional public school. Every student is different, and parents are in the best position to make those decisions. I had the privilege, because of Speaker Feeney, in 2001 as a House member, to do the very first bill that we had done in Florida in many years to establish corporate tax scholarships. I think it was a little over \$50 million at the time. It was something very new that had not been done around the country; that program has grown. I have talked to many of you who support the program and who see students in their district whose lives have been uplifted by the program. So, this is nothing new to me, nothing new to the Senate. I support school choice, and I look forward to consideration of school choice proposals that will come from the House.

On direct primary care, President Gaetz used to say, "Nothing happens in medicine until a patient sees a doctor." I have great respect for the doctor-patient relationship. I think Senator Lee has the bill in the Senate. I expect we will get a bill from the House on direct primary care that eliminates some of the regulation barriers and other obstacles that right now create problems when doctors want to enter into direct relationships with their patients without the intervention of third parties. I think that all of us want to support our positions and we want to do everything we can to make sure that people who have actually gone to medical school, completed medical school, completed residencies, and have a license, practice medicine. Let's make sure they are the ones making the decisions on your health care, my health care, and our families' health care, and not people who are paying for that procedure. They have an important role to play. It is not the practice of medicine. It is the payment of claims. We should have the practice of medicine done by women and men with the credentials to do that. At the forefront and at the helm of that leadership are the medical doctors around our state. Thank you, doctor, for being here. A family doctor is someone who sees patients every single day and knows the look in a parent's eyes when an 11-year-old child has a fever and doesn't know whether it is spinal meningitis or just a cold. You know that and it is important that we value that relationship of doctors and patients.

I want to mention one other idea that was brought to me by several Senators, organically, over the past several months. It is an issue that we are all committed to and we have all worked on. We have all voted in favor of legislation, but it deserves another look. That is the reality that many of our smart, talented, gifted high school students are going to choose to receive specialized training whether at a state college or through some other mechanism that will lead them to industry certifications and specializations to go directly into the workforce without formally attending a university—sometimes without even formally attending a state college. We value and honor those students. Intelligence comes in all different forms. I remember when I was in first grade and I got a report card that came home to my parents. It said, "Joe talks too much in class and has difficulty stringing beads." Now, we have a term

for students who can't string beads in the first grade. It is called "not smart," "not having spatial skills," "not likely to become an orthopedic surgeon," and "not likely to be able to deal with the complexities of an automobile, or to do things in the construction industry." I may have been better at some other things, but that is a gift, it is a talent, it is an intelligence. We respect those students and their accomplishments, even though sometimes we only talk about students and SAT scores and these different things. There are so many gifted, intelligent students who have gotten these industry certifications that are brilliant at what they do. They can create. I know Senator Gainer, Senator Stargel, Senator Baxley, and several others of you have talked to me about this, and so I hope this session that we will explore ways to promote and enhance these programs in our high schools. Of course, we want to give President Gaetz credit and all of us who worked on expanding industry certification, of which we now have tens of thousands of students who are taking advantage. But let us see what we can even do better so that we make sure that all students have opportunities and regardless of what you decide to do—to go straight to work, go in the military, or go to a college or university—eventually you are going to have to have some responsibilities with regards to money management. Senator Hukill, this is going to be the year, hopefully, for financial literacy. I know it will be in the Senate. That is an important issue with student loans and everything that hits students and hits people that go into the workforce—to make sure that they have a basic understanding of finances. I am looking forward to that bill moving forward.

As you can see, there are a number of great proposals from the House. There are proposals from the Senate, from both political parties. We have ideas and recommendations from the Governor. One thing I know is that it doesn't matter at all to the Floridians we represent where these ideas originate. They are worried about taking care of their families, getting their students to ballet practice, to little league practice, and, in the Negro family, to meetings at church that occur on Wednesday night. Whatever it is that you are doing, families are busy trying to survive and prosper. They don't care about this home and away football game mentality that some have. I am happy to do school choice; I am happy to help our medical profession; and I am happy to protect consumers, protect patients, improve our universities and our colleges; and improve our K-12 system. We want ideas from everyone. I want to conclude with a quote by Ronald Reagan: "There is no limit to the amount of good you can do if you don't care who gets the credit." I look forward to working with each of you during the 2018 Session as we continue to represent the citizens of Florida in this place. Thank you all very much. Thank you.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative Diaz, Chair; and Representatives Altman, Peters, Plakon, McGhee, Edwards-Walpole, Berman, and DuBose was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

COMMITTEE APPOINTED

On motion by Senator Benacquisto that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the 2018 Session, the President appointed Senator Gibson, Chair; and Senators Broxson, Torres, Grimsley, and Garcia. The committee was excused.

COMMITTEE DISCHARGED

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

MOTIONS

On motion by Senator Benacquisto, the Senate adjourned at 10:52 a.m. and, pursuant to **SCR 1522**, will meet in joint session at 11:00 a.m. this day for the purpose of receiving a message from the Governor and conducting other Senate business.

(See remainder of Senate business following the joint session.)

JOINT SESSION

Pursuant to **SCR 1522**, the Senate formed in processional order and marched as a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by The Honorable Richard Corcoran, Speaker of the House of Representatives.

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

The Speaker invited The Honorable Joe Negron, President of the Senate, to the rostrum, and requested that the President preside over the joint session.

THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

Representative Mel Ponder delivered the prayer.

Senate President Pro Tempore Anitere Flores and House Speaker Pro Tempore Jeanette Nuñez led the Pledge of Allegiance to the flag of the United States of America.

On motion by Representative Chris Sprowls that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senator Hukill, Co-Chair; and Senators Bean, Rouson, Stargel, and Taddeo. On behalf of the Speaker, the President appointed Representative Renner, Co-Chair; and Representatives Grall, Jenne, and Stafford. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: First Lady of the House of Representatives, Anne Corcoran; and First Lady of the Senate, Rebecca Negron.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, the Honorable Rick Scott, Governor, who was escorted to the rostrum.

The President recognized First Lady, Ann Scott, who was present in the gallery.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RICK SCOTT

Good morning. I am honored to deliver my final state of the state today. I would first like to recognize: Speaker of the House Richard Corcoran. Speaker, I appreciate your commitment to cutting taxes and for fighting to make sure every Florida student can get a great education. Senate President Joe Negron. President, your focus on Lake Okeechobee and Florida's environment will benefit countless Floridians and visitors for generations.

Lieutenant Governor Carlos Lopez-Cantera. Thank you for all you do for our great state and for joining me in the fight for freedom and democracy in Cuba and Venezuela. Attorney General Pam Bondi. You have been a true advocate for crime victims and have been a leading voice in our fight against the opioid epidemic. There's no doubt that your efforts have saved lives. Chief Financial Officer Jimmy Patronis. I was proud to appoint you as CFO and in a very short time, you have done so much to help Florida families. Thank you for all you are doing to support our brave firefighters. Commissioner of Agriculture Adam Putnam. Thank you for always fighting for Florida's critical agriculture community and for all you have done to help Florida's citrus industry after Hurricane Irma. Chief Justice Labarga and members of the Florida Supreme Court. Thank you for your service to our state.

I would like to thank my wife, Ann. There isn't a day that goes by that I am not thankful for your unwavering support. As First Lady, you have done so much to help Florida families. From visiting schools, to pro-

moting literacy and helping find forever homes for kids in foster care, I am so proud of all you have done. You took a chance on me 45 years ago, a skinny kid without a penny in his pocket, who talked too fast, with only a dream. You have believed in me every day since then, including the day I told you I wanted to run for Governor. When no one else thought I had a shot, you stood by me. I love you. I would like to also recognize my son-in-law Pierre and my oldest grandson, Auguste. Auguste wants to either be a paratrooper like his great-grandfather or a police officer when he grows up.

I know how disappointed you all must be that you won't get to hear me give another great speech like this, try to hold back the tears. Putting jokes aside, I stand here today, at the beginning of my last year as Governor, thankful for the opportunity that we have all had to help our beloved State of Florida. I am thankful that in 2010, with the amazing support of my family, the people of Florida gave me the chance to turn our state around. This has been the most rewarding job.

There were the naysayers who told us there was no way that a businessman with no experience in politics or government could possibly be successful at helping to turn Florida's economy around. Fortunately for all of us, the naysayers were wrong.

When I was in business, I would see politicians come and go and always make promises that they would be business-friendly, cut taxes and reduce regulations. And usually, it was all just talk. Nothing much ever happened. I have done business in almost every state, and when I brought an issue about permits or licensing to government leaders, they would often just repeat their same promises and reassure me that they would get back with me. Of course, they rarely ever did.

In 2010, when I ran for Governor, I promised to change the status quo and create an environment where businesses can succeed and create jobs for Florida families. And the results speak for themselves: Working together, we've created an environment where our private sector has added nearly 1.5 million jobs; our GDP has grown 26 percent; home values have skyrocketed; we've decreased state debt by \$9 billion; and our unemployment rate has dropped from over 10 percent when I took office to a more than 10-year low of 3.6 percent—even lower than the national rate.

Those are some great statistics, but this is not about statistics. It's about real people. Like many people, I grew up in poverty and I can tell you firsthand having a job is not something we should ever take for granted. Florida has experienced this incredible economic revival because we have worked hard to cut taxes over 80 times, which has saved Florida families more than \$7.5 billion. Working together, we have taken billions of dollars out of the government's hands and given it back to Floridians.

Like many of you here, this is my last year in this position. This is my last session to cut taxes. And, we must acknowledge that, unfortunately, at some point, there will be politicians sitting in this chamber who are not as fiscally responsible as we are today.

I am sure there will be people who hold our jobs down the road who will want to increase taxes, otherwise known as taking more money from hard working Floridians. Decades ago, Florida voters approved an amendment to the constitution that prohibited a state income tax. The skeptics warned that bad things would happen—the skeptics were wrong.

I want 2018 to be the year that Florida voters pass a constitutional amendment that makes it harder for politicians to raise taxes. My proposal would require 2/3 of the legislature to vote on a tax increase for it to become law. Some have asked if this proposal would be in effect during a financial emergency or another national recession, and my answer is clear—ABSOLUTELY.

It is during times of economic downturn where this proposal is needed the most. It will force leaders to contemplate living within their means rather than taking the easy way out and just sticking it to the public by raising taxes on families and job creators.

I ask all of you to join me in this fight and ensure we do all we can to not let future politicians undo the hard work we have done to grow Florida's economy and create jobs. We need to secure a strong economy for our children and grandchildren.

I also have put forward a tax cut package this year that will truly benefit every single Floridian. Before I took office, everyone who had a driver's license faced a massive fee increase. This year, I want to reduce those fees back to pre-2009 levels by cutting the fee for the renewal of a regular drivers license by more than 58 percent from \$48 to \$20; I want to cut the fee on an original regular driver's license by more than 43 percent from \$48 to \$27; and I want to cut the fee on an original Commercial Driver's License by more than 10 percent. My dad was a truck driver and if he had extra money back in his pocket, that would have been a big deal.

My tax cut proposal also includes sales tax holidays to help families prepare for the school year and hurricane season. After the storms we experienced last year, we need to have a longer sales tax holiday so people have time to buy the supplies they need like generators, batteries and flashlights. My proposal extends the current one-week sales tax holiday to three weeks over a three-month period to ensure people have ample time to get the goods they need before the start of hurricane season. I don't think anyone in this room could have predicted the mammoth storm Hurricane Irma would become. There wasn't a portion of our state that was safe from Irma. We saw it shift, turn, and literally cover our entire state. It was like a scene from a movie.

But, Floridians came together and faced Hurricane Irma head on. As I traveled around the state, I heard story after story of families helping one another and communities standing together. The response and solidarity that was shown by our state was one of the proudest moments that I have had as Governor. And when I was urging people to get prepared for the storm and to evacuate, so many of you were there to help raise awareness in your communities. Thank you.

And after the storm, we showed up. From handing out water, to working at food banks, so many Floridians and many of you in this room helped your neighbors in need. And I believe Florida has come back even stronger.

Florida demonstrated to the entire world how to prepare and respond to a natural disaster, and two heroes who helped Florida prepare and respond to Hurricane Irma are with us today. I would like to introduce you to Lauren and Michael Davis from Jacksonville. Lauren and Michael both serve in the Florida National Guard and were deployed along with thousands of our brave National Guard members during the storm. However, their deployment was at a very inconvenient time for the young couple. Their wedding was set in Jacksonville Beach the same week as the hurricane was impacting Florida.

So, instead of postponing getting married, Lauren and Michael decided to exchange vows in full uniform in front of their fellow guardsmen at the Orange County Convention Center as they prepared for post-storm response. Lauren and Michael chose to put "service before self," a trait we should all strive to have. Lauren and Michael, thank you for your sacrifice to protect your fellow Floridians. And please be sure to give all these legislators the details on your wedding registry.

Just when we thought we got through Irma, Maria was quickly approaching Puerto Rico. While we are so blessed Florida was spared, sadly our fellow Americans in Puerto Rico were devastated. Like many of you in this room, I have been focused on helping Puerto Rico recover and rebuild. I have visited Puerto Rico twice following the storm. I saw firsthand the devastation on the island and I have tried to help the people of Puerto Rico any way I could. We have had hundreds of thousands of Puerto Ricans come to Florida since Maria and my goal is that Florida be the most welcoming place for people displaced by the storm. We have set up centers to help Puerto Ricans get connected to services and resources, made it easier for students to get enrolled in our schools and removed barriers for professional licenses so people can quickly get to work in our state.

But, there is still more we can do together to help Puerto Ricans displaced by the storm. This year, I am proposing \$12 million in funding to establish the English Language Learners Academy. This program will focus on reading improvements and making sure students displaced by Hurricane Maria have access to important learning programs. And, I ask that you join me in supporting this important program this year.

As we saw throughout this entire hurricane season, our first responders came to the rescue of so many. Not only did our first responders and National Guard do an outstanding job during Hurricanes

Irma and Nate here in Florida, but they came to the rescue of our friends outside of Florida. Following Maria, 50 Florida Highway Patrol members deployed to Puerto Rico to help with security and traffic control in San Juan. And following Hurricane Harvey in Texas, more than two dozen Florida Fish and Wildlife officers helped rescue more than 500 people trapped in flooded areas. While they are not here with us today, please join me in a round of applause to thank these brave men and women.

Our law enforcement have done an incredible job protecting Florida families and I hope each of you will support my proposed pay raise of \$30 million for all state sworn officers this year. I am also proud to support a measure that is going through the Constitutional Revision Commission to give free tuition to the families of fallen first responders, state law enforcement officers, and military members who have lost their lives in the line of duty.

Since I have taken office, 41 officers have tragically been killed in the line of duty. These brave men and women died as heroes and it is important that the state does everything possible to take care of the families who lost a loved one who was working to protect our communities. When you think about it, it's the least we can do. The last thing our military men and women and first responders need to be thinking about when they go to work every day is, "Will my family be taken care of if I am gone?"

Two of those heroes that died in the line of duty last year are Sergeant Sam Howard and Officer Matthew Baxter. They were senselessly shot while on patrol in Kissimmee. Sergeant Howard's wife and daughter, Billie Jo and Unique, are here today. Officer Baxter's wife, Sadia, is also here and was recently sworn in as a special agent for the Florida Department of Law Enforcement. Billie Jo, Unique, and Sadia, we will continue to do all we can to honor Sam and Matthew.

Another incredible hero who was tragically killed in the line of duty is Lieutenant Deborah Clayton. She was executed in cold blood and I have fought hard to ensure that her accused killer is prosecuted to the absolute fullest extent of the law. I will stop at nothing to fully support the families of fallen police officers like Deborah Clayton. That is why I removed cases from a prosecutor last year who refused to seek justice for fallen law enforcement officers.

I want to be very clear—in Florida we have zero tolerance for anyone who attacks our law enforcement officers and I will fight to make sure justice is swift and these killers are prosecuted to the fullest extent of the law.

That doesn't stop with law enforcement. We have to take care of all crime victims in our state. No one in Florida who has been a victim of crime should feel ashamed. Victims of crime or harassment deserve to have their voices heard. Last year, I was stunned to learn that state employees who reported incidents of sexual harassment did not have their identities protected in many circumstances. If you were a state employee who was the victim of sexual harassment and you filed a complaint with your agency, your name and other identifying information was not always confidential. I have daughters and learning that there was not a public records exemption for this really bothered me, so I vowed to change the law. With the help of all of you in this room, we passed a law to protect state employees who were victims of sexual harassment. Working together, we took a step forward to protect those in state government who were victimized. But, it is clear that more must be done.

Last month, I signed an executive order that outlines the process for sexual harassment training, reporting, investigating, and recovery for victims at all of my agencies. I urge both chambers and all of the cabinet agencies to follow our lead and do the same. I also want to take a step further and encourage the Legislature to pass a bill that protects state employees who witness their colleagues being harassed or victimized. I want to ensure the identities of these brave individuals are protected so they feel encouraged to participate in investigations.

Unfortunately, we have seen this play out all over the country, including Tallahassee. Things have got to change, and it starts right here in this building. The people of Florida deserve better than what they are reading about in the news. We all must join together and send a very strong message: Florida stands with victims.

I now want to turn to another serious topic that I believe, by working together, we must combat in our state. Like so many families, I have had to watch a loved one struggle with drug abuse. It is hard and so painful. When I first took office, I worked with General Bondi and many of you in this chamber to crack down on pill mills. We fought hard to get pills off our streets, but as we have seen with the national opioid epidemic, our fight against drugs is not over.

I would like to introduce you to Sarah Sheppard. Sarah is a Parent Partner at Healthy Start, a non-profit organization in Daytona Beach, that is one of our many state partners in the fight against the opioid epidemic. After overcoming her own addiction seven years ago, Sarah now dedicates her time to helping parents during the challenging recovery process so that they can be reunited with their children. Overcoming addiction requires incredible strength and bravery and we must make sure that resources are available to help people get the treatment they need.

This year, I have proposed to invest \$53 million to fight opioid abuse in Florida. I have also proposed legislation to prevent drug addiction on the front end, reduce the ability for dangerous drugs to spread in Florida's communities, give vulnerable Floridians the support they need, and ensure law enforcement officers have resources to protect those impacted by opioids. I ask that all of you support these measures this session so we can help Sarah in this important work she and so many others do in our state each day. Thank you, Sarah.

I know I talk about jobs numbers a lot, to the point where the reporters all roll their eyes, but there are some other statistics that are pretty impressive and show great strides in our state.

Since 2011, 20,000 children in foster care have been adopted. Think about that, 20,000 more kids are in a home with a loving family in just the last seven years. One of those thousands of families is with us today.

I would like to recognize recent new mom, Erica Ford, from Tallahassee. Erica is a Child Protective Investigator with the Department of Children and Families, who has also worked to help children in need by serving as a foster parent. In 2015, Erica was asked to foster a baby boy named Adam. She quickly fell in love with him and when his younger brother, Avery, was born the next year, she also began caring for him. Erica wanted to do all she could to give them both a better life, and she made the decision to permanently open her heart and home to these children by officially adopting the two young brothers as a proud single mother. Erica, thank you for changing the lives of these precious children. Your profound actions will no doubt inspire more Floridians to adopt.

I am also proud that since 2013, I have awarded nearly 13,000 Florida veterans with the Governor's Veterans Service Award. And one of these recipients is here today. Let's welcome Paul Huszar. Paul is the owner of VetCor, a restoration company in Tampa. He is also a veteran and served more than 20 years in the military. As a small business owner, Paul has seen the result of our efforts to cut taxes first hand.

He has been able to invest in his company and create more than 20 new jobs in just five years. Paul's business is also one of the many job creators that have worked to hire Florida veterans through the Veterans Florida Employment and Training Services program. I am proud that we've worked together to make it easier for businesses like Paul's to create jobs so more Florida veterans can support their families. Thank you, Paul.

Before I close, we must also recognize the larger role Florida plays globally. Over the past few years, we've seen the conditions deteriorate drastically in Venezuela. As I have travelled the state, I have heard from Floridians who are worried about the situation the Maduro Regime has created in Venezuela. Make no mistake—Maduro and his gang of thugs pose a problem for the entire world, especially for us here in Florida. Florida is home to a vibrant Venezuelan population and many of our friends and neighbors still have family there.

There is no free speech, people like Leopoldo Lopez are imprisoned or put under house arrest for fighting for democracy and there is limited access to food and medicine. The people of Venezuela deserve better. They deserve freedom and democracy. To do our part, I proposed to ban state investments going to benefit the Maduro Regime. And, last year, the entire Florida Cabinet supported this effort. Thank you. Now, I am

fighting for legislation that takes this important step further by blocking state agencies from doing the same. I ask all of you to join us in this fight and pass this important legislation.

I would like to introduce you to Sebastian Ghiragossian and Mariana Cortez from Miami who desperately want to see change in Venezuela. In 2011, Sebastian escaped the crisis in Venezuela by moving to Miami, where he met his wife Mariana. Together, they opened Bunnie Cakes, a vegan bakery that employs more than 20 Floridians. Sebastian is one of the many people who had to flee their home in Venezuela for freedom and opportunity. While we are proud to have him here in Florida, we must continue to stand with the people of Venezuela against the Maduro dictatorship. Sebastian and Mariana, I am going to fight to make sure Florida does everything possible to bring freedom and democracy to Venezuela.

I have spent every day since taking office fighting to grow our economy and ensure we have the most prosperous state for generations to come. I am proud of the work we have accomplished together to secure Florida's future by creating an environment where Floridians of all ages have the tools they need to succeed in our state. But, our work is not done.

We must secure our future by investing record funding in our environment, our education system and our transportation infrastructure. We must secure our future by helping those with disabilities have access to great jobs. We must secure our future by ensuring we remain the most military and veteran-friendly state in the nation. And, we must secure our future by making sure Florida remains the global destination for jobs.

We have a finite amount of time left in these positions. Let's all fight together until our last minute in office to secure Florida's future for every family. Thank you, God bless you and God bless the great State of Florida.

DISSOLUTION OF JOINT SESSION

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

SPEAKER CORCORAN PRESIDING

On motion by Senator Benacquisto, the joint session was dissolved at 12:13 p.m., and the Senators were escorted from the House Chamber by the Senate Sergeant at Arms.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

SB 2—Not used.

By Senators Galvano, Perry, Young, Bradley, Stewart, Stargel, Simpson, Steube, Passidomo, Bean, Baxley, Hukill, and Benacquisto—

SB 4—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.706, F.S.; requiring state universities to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; amending s. 1004.28, F.S.; directing a state university board of trustees to limit the services, activities, and expenses of its direct-support organizations; requiring the chair of the board of trustees to appoint at least one representative to the board of directors and executive committee of a university direct-support organization; requiring the disclosure of certain financial documents; creating s. 1004.6497, F.S.; establishing the

World Class Faculty and Scholar Program; providing the purpose and intent; authorizing state university investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring an annual report to the Governor and the Legislature by a specified date; amending s. 1008.30, F.S.; authorizing certain state universities to continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; removing the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; removing the prohibition on the inclusion of a technology fee and a tuition differential fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students beginning in a specified academic semester; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; amending s. 1009.53, F.S.; authorizing a student to use Florida Bright Futures Scholarship Program awards for summer term enrollment; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other educational expenses; amending s. 1009.535, F.S.; specifying Florida Medallion Scholars award amounts to cover specified tuition and fees; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program beginning in a specified fiscal year; extending the program to include Florida College System institution students; amending s. 1009.893, F.S.; extending coverage of the Benacquisto Scholarship Program to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing student eligibility criteria; specifying award amounts and distributions; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; providing for retroactive application; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

SB 6—Not used.

By Senators Benacquisto, Perry, Stargel, Bean, and Passidomo—

SB 8—A bill to be entitled An act relating to controlled substances; creating s. 456.0301, F.S.; authorizing certain boards to require practitioners to complete a specified board-approved continuing education course to obtain authorization to prescribe controlled substances as part of biennial renewal; providing exceptions; providing course requirements; prohibiting the department from renewing a license of a prescriber under specified circumstances; requiring a licensee to submit confirmation of course completion; providing for each licensing board requiring such continuing education course to include hours of completion with the total hours of continuing education required in certain circumstances; authorizing rulemaking; amending s. 456.072, F.S.; authorizing disciplinary action against practitioners for violating specified provisions relating to controlled substances; amending s. 456.44, F.S.; defining the term “acute pain”; providing for the adoption of standards of practice for the treatment of acute pain; providing that failure of a practitioner to follow specified guidelines is grounds for disciplinary action; limiting opioid prescriptions for the treatment of acute pain to a specified period under certain circumstances; authorizing prescriptions for such opioids for an extended period if specified requirements are met; amending ss. 458.3265 and 459.0137, F.S.; requiring certain pain management clinic owners to register approved exemptions with the department; requiring certain clinics to obtain certificates of exemption; providing requirements for such certificates;

authorizing rulemaking relating to specified exemptions; amending ss. 465.0155 and 465.0276, F.S.; providing requirements for pharmacists and practitioners for the dispensing of controlled substances to persons not known to them; defining the term “proper identification”; amending s. 893.03, F.S.; conforming the state controlled substances schedule to the federal controlled substances schedule; amending s. 893.055, F.S.; revising and providing definitions; revising requirements for the prescription drug monitoring program; authorizing rulemaking; requiring the department to maintain an electronic system for certain purposes to meet specified requirements; requiring certain information to be reported to the system by a specified time; specifying direct access to system information; authorizing the department to enter into reciprocal agreements or contracts to share prescription drug monitoring information with certain entities; providing requirements for such agreements; authorizing the department to enter into agreements or contracts for secure connections with practitioner electronic systems; requiring specified persons to consult the system for certain purposes within a specified time; providing exceptions to the duty of specified persons to consult the system under certain circumstances; authorizing the department to issue nondisciplinary citations to specified entities for failing to meet certain requirements; prohibiting the failure to report the dispensing of a controlled substance when required to do so; providing penalties; authorizing the department to enter into agreements or contracts for specified purposes; providing for the release of information obtained by the system; allowing specified persons to have direct access to information for the purpose of reviewing the controlled drug prescription history of a patient; providing prescriber or dispenser immunity from liability for review of patient history when acting in good faith; providing construction; prohibiting the department from specified uses of funds; authorizing the department to conduct or participate in studies for specified purposes; requiring an annual report to be submitted to the Governor and Legislature by a specified date; providing report requirements; providing exemptions; establishing direct-support organizations for specified purposes; defining the term “direct-support organization”; requiring a direct-support organization to operate under written contract with the department; providing contract requirements; requiring the direct-support organization to obtain written approval from the department for specified purposes; authorizing rulemaking; providing for an independent annual financial audit by the direct-support organization; providing that copies of such audit be provided to specified entities; providing for future repeal of provisions relating to the direct-support organization; amending s. 893.0551, F.S.; revising provisions concerning release of information held by the prescription drug monitoring program; amending ss. 458.331, 459.015, 463.0055, 782.04, 893.13, 893.135, and 921.0022, F.S.; correcting cross-references; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

SB 10—Not used.

SB 12—Not used.

By Senator Gibson—

SB 14—A bill to be entitled An act for the relief of the Estate of Danielle Maudsley; providing an appropriation to compensate the Estate of Danielle Maudsley for Ms. Maudsley’s death, sustained as a result of the alleged negligence of Trooper Daniel Cole and the Florida Highway Patrol, a division of the Department of Highway Safety and Motor Vehicles; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged acts; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 16—A bill to be entitled An act for the relief of Charles Pandrea by the North Broward Hospital District; providing for an appropriation to compensate Charles Pandrea, husband of Janet Pandrea, for the death of Janet Pandrea as a result of the negligence of the North Broward Hospital District; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Braynon—

SB 18—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Braynon—

SB 20—A bill to be entitled An act for the relief of Maury Hernandez; providing an appropriation to compensate him for injuries and damages sustained as a result of the alleged negligence of the Department of Corrections; providing legislative intent for the waiver of certain liens; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Braynon—

SB 22—A bill to be entitled An act for the relief of Brian Pitts; directing the Division of Administrative Hearings to appoint an administrative law judge or special master to determine a basis for equitable relief for the purpose of compensating Mr. Pitts for the wrongful acts or omissions of the State of Florida or officials thereof; requiring a report to the Legislature; authorizing compensation to Mr. Pitts upon a determination by an administrative law judge; providing an appropriation to compensate Mr. Pitts for injuries and damages sustained; providing a limitation on attorney fees and costs; directing that certain court orders and judgments be declared null and void; directing that the clerk of the court for the Supreme Court and for the Sixth Judicial Circuit remove access to specified cases; directing the Department of Law Enforcement to remove access to criminal records related to Mr. Pitts and to ensure the compliance, execution, and enforcement of specified provisions; specifying the limited circumstances under which Mr. Pitts may represent himself or others in judicial or administrative proceedings; directing the Department of Law Enforcement to investigate certain illegal acts committed by certain persons; authorizing the Governor, the President of the Senate, or the Speaker of the House of Representatives to sever portions of this act under certain circumstances; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Campbell—

SB 24—A bill to be entitled An act for the relief of the Justice-2-Jesus Charitable Trust; providing an appropriation to compensate the trust for injuries and damages sustained as a result of the negligence and

inaction of state government; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Garcia—

SB 26—A bill to be entitled An act for the relief of the Estate of Eric Scott Tenner by Miami-Dade County; providing for an appropriation to compensate his estate for damages sustained as a result of the negligence of an employee of the Miami-Dade County Board of Commissioners; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Montford—

SB 28—A bill to be entitled An act for the relief of Christopher Cannon; providing an appropriation to compensate him for injuries and damages sustained as a result of the alleged negligence of the City of Tallahassee; providing that the appropriation satisfies all present and future claims arising out of the alleged negligent acts; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Thurston—

SB 30—A bill to be entitled An act for the relief of Barney Brown, who was wrongfully incarcerated for 38 years; providing an appropriation to compensate him for his wrongful incarceration; providing that the act does not waive certain defenses or increase the state's liability; providing that the appropriation satisfies all present and future claims related to the wrongful incarceration; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rouson—

SB 32—A bill to be entitled An act for the relief of Reginald Jackson by the City of Lakeland; providing an appropriation to compensate Reginald Jackson for injuries and damages sustained as a result of the negligence of Mike Cochran, a police officer for the Lakeland Police Department; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Montford—

SB 34—A bill to be entitled An act for the relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agriculture and Consumer Services, formerly known as the Division of Forestry, and the Board of Trustees of the Internal Improvement Trust Fund; providing for an appropriation to compensate Shuler Limited Partnership for costs and fees and for damages sustained to 835 acres of

its timber as a result of the negligence, negligence per se, and gross negligence of employees of the Florida Forest Service and their violation of ch. 590, F.S.; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Gibson—

SB 36—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Simmons—

SB 38—A bill to be entitled An act for the relief of Erin Joynt by Volusia County; providing for an appropriation to compensate Erin Joynt for injuries sustained as a result of the negligence of an employee of Volusia County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Thurston—

SB 40—A bill to be entitled An act for the relief of the Estate of Dr. Sherrill Lynn Aversa; providing an appropriation to compensate the Estate of Dr. Sherrill Lynn Aversa for Dr. Aversa's death as a result of the negligence of the Department of Transportation; requiring the Executive Office of the Governor to establish spending authority from unappropriated trust fund balances of the department for compensation to the Estate of Dr. Sherrill Lynn Aversa; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

SB 42—A bill to be entitled An act for the relief of Vonshelle Brothers on behalf of her daughter Iyonna Hughey; providing an appropriation to compensate Iyonna Hughey for injuries and damages sustained as a result of the alleged negligence of the Brevard County Health Department, an agency of the Department of Health; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged negligent acts; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rodriguez—

SB 44—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Galvano—

SB 46—A bill to be entitled An act for the relief of Ramiro Companioni, Jr., by the City of Tampa; providing for an appropriation to compensate Mr. Companioni for injuries sustained as a result of the negligence of an employee of the City of Tampa; providing a limitation on the payment of compensation and fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Gibson—

SB 48—A bill to be entitled An act for the relief of Ashraf Kamel and Marguerite Dimitri by the Palm Beach County School Board; providing for an appropriation to compensate Ashraf Kamel and Marguerite Dimitri for the wrongful death of their minor child, Jean A. Pierre Kamel, as a result of the negligence of the Palm Beach County School Board; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Gainer—

SB 50—A bill to be entitled An act for the relief of Colton Merville; providing an appropriation to compensate him for injuries and damages sustained as result of the negligence of the Department of Corrections in connection with the shooting death of his mother, Camilla Claudine Merville; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Mayfield—

SB 52—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senators Torres and Stewart—

SB 54—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries he sustained as a result of the negligence of an employee of Orange County; providing for repayment of Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senators Book, Passidomo, Perry, and Stewart—

SB 56—A bill to be entitled An act relating to a tax exemption for diapers and incontinence products; amending s. 212.08, F.S.; exempting from the sales and use tax the sale for human use of diapers, incontinence undergarments, incontinence pads, or incontinence liners; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hukill—

SB 58—A bill to be entitled An act relating to tax-exempt income; amending s. 220.14, F.S.; increasing the amount of income that is exempt from the corporate income tax; amending s. 220.63, F.S.; increasing the amount of income that is exempt from the franchise tax imposed on banks and savings associations; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Hukill and Steube—

SB 60—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property; making technical changes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Hukill, Passidomo, Hutson, Baxley, Latvala, Gainer, Bean, Mayfield, Young, Perry, and Broxson—

SB 62—A bill to be entitled An act relating to the assignment of property insurance benefits; creating s. 627.7152, F.S.; defining the term “assignment agreement”; prohibiting certain awards of attorney fees to certain persons or entities in suits based on claims arising under property insurance policies; providing that an assignment agreement is not valid unless specified requirements are met; prohibiting certain provisions in an assignment agreement; specifying requirements for an assignee or transferee; requiring an assignee to meet certain requirements as a condition precedent to filing suit under a policy; providing construction; providing applicability; providing an effective date.

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

SB 64—Withdrawn prior to introduction.

By Senators Rouson, Thurston, Stewart, Bracy, Book, Rodriguez, Young, Taddeo, Farmer, Braynon, Torres, Garcia, Powell, Montford, Rader, Gibson, and Flores—

SB 66—A bill to be entitled An act relating to prohibited discrimination; creating the “Florida Competitive Workforce Act”;

amending s. 509.092, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination in public lodging establishments and public food service establishments; providing an exception for constitutionally protected free exercise of religion; amending s. 760.01, F.S.; revising the purposes of the Florida Civil Rights Act of 1992 to conform to changes made by the act; reordering and amending s. 760.02, F.S.; defining the terms “gender identity” and “sexual orientation”; amending s. 760.05, F.S.; revising the functions of the Florida Commission on Human Relations, to conform; amending s. 760.07, F.S.; revising provisions regarding remedies for unlawful discrimination to include discrimination based on sexual orientation and gender identity, to conform; amending s. 760.08, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination in places of public accommodation; amending s. 760.10, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to specified unlawful employment practices; providing an exception for constitutionally protected free exercise of religion; amending s. 760.22, F.S.; defining the terms “gender identity” and “sexual orientation” for purposes of the Fair Housing Act; amending ss. 760.23, 760.24, 760.25, and 760.26, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to the sale or rental of housing, provision of brokerage services, financing of housing or in residential real estate transactions, and land use decisions and in permitting of development, respectively; amending s. 760.29, F.S.; revising an exemption from the Fair Housing Act regarding the appraisal of real property, to conform; amending s. 760.60, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to practices of certain clubs; amending s. 419.001, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Commerce and Tourism; Judiciary; and Rules.

SB 68—Withdrawn prior to introduction.

By Senators Rodriguez, Garcia, Torres, Bracy, Perry, and Powell—

SB 70—A bill to be entitled An act relating to state investments; amending ss. 215.471 and 215.472, F.S.; requiring the State Board of Administration to divest investments of any institution or company doing business with the government of Venezuela; prohibiting the State Board of Administration and state agencies from investing in any institution or company that does business with or invests in the government of Venezuela; authorizing the Governor to waive the investment prohibitions if certain conditions exist; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SB 72—Withdrawn prior to introduction.

SB 74—Withdrawn prior to introduction.

By Senator Garcia—

SB 76—A bill to be entitled An act relating to a Small Business Saturday sales tax holiday; defining the term “small business”; providing that small businesses are not required to collect the sales and use tax on the retail sale of certain items of tangible personal property during a specified timeframe; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Campbell and Rader—

SB 78—A bill to be entitled An act relating to a motor vehicle insurance online verification system; creating s. 324.252, F.S.; requiring

the Department of Highway Safety and Motor Vehicles to establish an online verification system for motor vehicle insurance; specifying requirements for the system; requiring the department to conduct a pilot program to test the system; authorizing the department to contract with a private vendor for a specified purpose; requiring the system to be installed and operational by a specified date; authorizing law enforcement officers to access information from the system for specified purposes; specifying requirements for insurers; requiring the department to adopt rules; amending s. 320.02, F.S.; providing requirements relating to the registration of motor vehicles upon implementation of the system; amending s. 324.0221, F.S.; requiring the department to implement by rule a method of insurance verification using the system under certain circumstances; requiring the system to provide certain procedures; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Lee—

SB 80—A bill to be entitled An act relating to direct primary care; creating s. 456.0625, F.S.; defining terms; authorizing primary care providers or their agents to enter into direct primary care agreements for providing primary care services; providing applicability; specifying requirements for direct primary care agreements; creating s. 624.27, F.S.; providing construction and applicability of the Florida Insurance Code as to direct primary care agreements; providing an exception for primary care providers or their agents from certain requirements under the code under certain circumstances; providing an effective date.

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

By Senator Steube—

SB 82—A bill to be entitled An act relating to alternative treatment options for veterans; creating s. 295.156, F.S.; providing definitions; authorizing the Department of Veterans' Affairs to contract with certain individuals and entities to provide alternative treatment options for certain veterans; requiring direction and supervision by certain licensed providers; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Lee—

SB 84—A bill to be entitled An act relating to municipal conversion of independent special districts; amending s. 165.0615, F.S.; adding a minimum population standard as a criteria that must be met before qualified electors of an independent special district commence a certain municipal conversion proceeding; providing an effective date.

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

By Senator Hukill—

SB 86—A bill to be entitled An act relating to animal hoarding; amending s. 828.02, F.S.; defining the term “animal hoarding”; amending s. 828.12, F.S.; prohibiting animal hoarding; providing penalties and remedies for animal hoarding; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senators Hukill, Latvala, Rouson, Baxley, Benacquisto, Stewart, Rodriguez, Mayfield, Farmer, and Book—

SB 88—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senators Perry, Garcia, Mayfield, Rodriguez, and Campbell—

SB 90—A bill to be entitled An act relating to the use of wireless communications devices while driving; amending s. 316.305, F.S.; revising the legislative intent relating to the authorization of law enforcement officers to stop motor vehicles and issue citations to persons who are texting while driving; requiring deposit of fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement of the Florida Ban on Texting While Driving Law be accomplished only as a secondary action; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Book and Stewart—

SB 92—A bill to be entitled An act relating to children in motor vehicles; amending s. 316.6135, F.S.; prohibiting a parent, legal guardian, or other person responsible for a child younger than a specified age from leaving the child unattended or unsupervised in a motor vehicle for any length of time; providing criminal penalties; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

SR 94—Not introduced.

By Senators Steube, Book, Mayfield, Farmer, and Campbell—

SB 96—A bill to be entitled An act relating to human trafficking education in schools; amending s. 1003.42, F.S.; revising the required health education in public schools to include information regarding the dangers and signs of human trafficking; authorizing a student to opt out of a specified portion of the health education under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; Appropriations; and Rules.

By Senator Steube—

SB 98—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for in-

sureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

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

By Senator Steube—

SB 100—A bill to be entitled An act relating to identification card and driver license fees for veterans; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word “Veteran” to an identification card or a driver license; revising acceptable forms of identification required to add the word “Veteran” to an identification card or a driver license; amending s. 322.135, F.S.; prohibiting tax collectors from charging certain driver license service fees to veterans who present specified forms of identification; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bracy—

SB 102—A bill to be entitled An act relating to discrimination in employment screening; creating s. 760.105, F.S.; prohibiting an employer from inquiring into or considering an applicant’s criminal history on an initial employment application unless otherwise required to do so by law; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Criminal Justice; and Rules.

By Senator Garcia—

SB 104—A bill to be entitled An act relating to small business financial assistance; creating s. 295.231, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Economic Opportunity; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; prescribing minimum criteria for such agreements; requiring the corporation to notify the appropriate regional small business development center of a small business’ participation; authorizing the department to adopt rules; prescribing reporting requirements; providing for termination of the program; providing appropriations; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Campbell—

SB 106—A bill to be entitled An act relating to firesafety standards; amending s. 633.208, F.S.; authorizing certain buildings to have specified balcony guard openings; providing construction; providing an effective date.

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

By Senator Campbell—

SB 108—A bill to be entitled An act relating to the Florida Kidcare program; establishing the Kidcare Operational Efficiency and Health Care Improvement Workgroup as a task force administratively housed in the Department of Health to maximize the return on investment and enhance the operational efficiencies of the Florida Kidcare program; providing for duties and membership of the workgroup; requiring a report to the Governor and Legislature by a specified date; providing for expiration of the workgroup; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Campbell—

SB 110—A bill to be entitled An act relating to language requirements for state agency websites and advertisements; creating s. 286.31, F.S.; defining terms; requiring specified information to be published on state agency websites in certain languages; providing applicability; requiring state agencies to disseminate certain advertisements to the public in languages other than English through specified media outlets in certain counties; providing applicability; requiring the Office of Economic and Demographic Research to publish certain information on its website; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Campbell—

SB 112—A bill to be entitled An act relating to involuntary examinations under the Baker Act; amending s. 394.455, F.S.; defining terms; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to execute a certificate under certain conditions stating that they have examined a person and find the person appears to meet the criteria for involuntary examination; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.2007, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senator Campbell—

SB 114—A bill to be entitled An act relating to small business participation in state contracting; creating s. 287.0577, F.S.; defining the terms “contract bundling” and “small business”; specifying circumstances under which agencies must avoid contract bundling; requiring agencies to conduct market research and include written summaries and analyses of such research in solicitations for bundled contracts; requiring agencies to award a percentage of contracts to small businesses; requiring contract vendors to use small businesses in the state as subcontractors or subvendors; providing requirements with respect to payment of prime contractors and subcontractors; prohibiting agencies, general contractors, and prime contractors from requiring certain bonds or other sureties for certain contracts; requiring the rules ombudsman in the Executive Office of the Governor to establish a system for reporting small business participation in state contracting; requiring agencies to cooperate with such reporting; requiring specified annual reports; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Baxley, Passidomo, and Book—

SB 116—A bill to be entitled An act relating to operation of vehicles; amending s. 316.126, F.S.; requiring drivers to vacate lanes closest to, or reduce speed and pass, vulnerable road users, authorized emergency, sanitation, and utility service vehicles or workers, and wrecker operators under certain circumstances, subject to certain requirements; deleting requirements of drivers approaching certain authorized emer-

agency vehicles, sanitation vehicles, utility service vehicles, and wreckers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Hukill, Book, and Mayfield—

SB 118—A bill to be entitled An act relating to the visitation of schools by state legislators; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school in his or her legislative district; providing an effective date.

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

By Senator Steube—

SB 120—A bill to be entitled An act relating to firearms; creating s. 768.38, F.S.; providing legislative intent; requiring a business, organization, or entity that prohibits a concealed weapon or firearm licensee from carrying a weapon or firearm onto its property to assume certain responsibility for the safety and defense of such licensee; providing that the responsibility of such business, organization, or entity extends to the conduct of certain people and animals; providing a cause of action for a concealed weapon or firearm licensee who incurs injury, death, damage, or loss as the result of certain acts or attacks occurring on the property of such business, organization, or entity or on other specified properties; authorizing a licensee to recover attorney fees and specified costs; specifying a statute of limitations for bringing such action; requiring a business, organization, or entity with such prohibition to clearly display specified information; specifying requirements that a plaintiff must prove to prevail in a cause of action; providing an effective date.

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

By Senator Steube—

SB 122—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; redefining the term “contribution” to conform to changes made by the act; amending ss. 106.07 and 106.0703, F.S.; modifying and clarifying the schedule governing campaign finance reporting for candidates, political committees, and electioneering communications organizations; revising reporting requirements regarding transfers made by political committees and electioneering communications organizations, to conform; creating s. 106.38, F.S.; prohibiting a political committee or an electioneering communications organization from transferring funds to certain entities; providing a transitional provision regarding final monthly reports by candidates, political committees, and electioneering communications organizations; providing an effective date.

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

By Senator Steube—

SB 124—A bill to be entitled An act relating to a tobacco settlement agreement; repealing s. 569.23, F.S., relating to security requirements for tobacco settlement agreement signatories, successors, parents, and affiliates; providing an effective date.

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

By Senators Torres, Bracy, Farmer, Taddeo, Latvala, Gibson, Perry, Thurston, Braynon, Powell, and Stewart—

SB 126—A bill to be entitled An act relating to workers’ compensation for first responders; amending s. 112.1815, F.S.; revising the standard by which a mental or nervous injury must be demonstrated for

purposes of determining eligibility for benefits for employment-related accidents and injuries; removing the limitation that only medical benefits are payable for a mental or nervous injury unaccompanied by a physical injury; revising eligibility for certain payments provided under the Workers’ Compensation Law; providing that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Farmer—

SB 128—A bill to be entitled An act relating to continuing education for barbers, cosmetologists, and specialists; amending ss. 476.154 and 477.019, F.S.; requiring the Department of Professional Regulation and the Board of Cosmetology to prescribe by rule a 1-hour course on domestic violence and sexual assault awareness as a condition of license or registration renewal; providing an effective date.

—was referred to the Committees on Regulated Industries; Children, Families, and Elder Affairs; and Rules.

By Senators Farmer and Rodriguez—

SB 130—A bill to be entitled An act relating to marriage equality; repealing s. 741.212, F.S., relating to marriages between persons of the same sex; removing a prohibition on the recognition of marriages entered into between persons of the same sex in this state, another state, or another jurisdiction, either domestic or foreign; removing a prohibition on giving effect to any public act, record, or judicial proceeding of another jurisdiction respecting a marriage or relationship not recognized in this state or a claim arising from such a marriage or relationship; removing the definition of the term “marriage,” which limits marriage only to a legal union between one man and one woman; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Steube—

SB 132—A bill to be entitled An act relating to animals; amending s. 823.15, F.S.; revising legislative findings and intent; requiring animal rescue organizations to prepare, maintain, and make available for public inspection and dissemination certain records for a specified period; extending an existing monthly reporting requirement to animal rescue organizations; providing for the sterilization of all dogs and cats sold or released for adoption from animal rescue organizations, subject to certain requirements; providing an exception to the requirement that a prospective adopter pay the costs of sterilization; prohibiting animal shelters, animal rescue organizations, humane organizations, and certain animal control agencies from importing animals into the state; prohibiting individuals from importing animals into the state for transfer to such shelters, organizations, and agencies; providing an exception during declared emergencies and natural disasters; providing criminal and noncriminal penalties for specified violations and for subsequent violations; requiring the Commissioner of Agriculture to report certain suspected violations to the United States Department of Agriculture under certain circumstances; providing requirements for such a report; directing the commissioner or his or her designee to bring an action in a court of competent jurisdiction against an entity or individual who violates specified provisions; amending s. 828.29, F.S.; providing criminal penalties for specified violations by certain individuals, shelters, organizations, or agencies; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senators Steube and Grimsley—

SB 134—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to temporarily surrender a weapon or firearm if the licensee approaches courthouse security or management personnel upon arrival and follows their instructions; defining the term “courthouse”; preempting certain ordinances, rules, orders, and regulations that conflict with that definition or with certain rights; subjecting the persons or entities responsible for enacting, or causing the enforcement of, preempted ordinances, rules, orders, and regulations to specified penalties; providing an effective date.

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

By Senator Steube—

SJR 136—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution authorizing the Legislature to exempt certain manufacturing equipment from the tangible personal property tax or permitting such equipment to be assessed at less than just value pursuant to an accelerated depreciation method established by general law, and providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Book—

SB 138—A bill to be entitled An act relating to perinatal mental health; providing a short title; creating s. 383.014, F.S.; requiring the Department of Health to establish and maintain a toll-free hotline accessible to the general public and a toll-free hotline accessible to health care providers; requiring the department to create public service announcements to educate the public on perinatal mental health care; requiring the department to encourage certain health care providers to attend continuing medical education courses on perinatal mental health care; amending s. 383.318, F.S.; revising components that are included in the postpartum evaluation and followup care provided by birth centers to include a mental health screening and the provision of certain information on postpartum depression; amending s. 395.1053, F.S.; requiring hospitals that provide birthing services to provide the same postpartum evaluation and followup care that is required to be provided by birth centers; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Benacquisto, Simpson, Book, Hutson, Perry, and Bracy—

SB 140—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; prohibiting the issuance of a marriage license to any person under the age of 18 years; amending s. 741.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Campbell—

SB 142—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Sun Sea Smiles license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Grimsley and Stargel—

SB 144—A bill to be entitled An act relating to adult cardiovascular services; amending s. 408.0361, F.S.; establishing criteria that must be included by the Agency for Health Care Administration in rules relating to the licensure of certain hospitals performing percutaneous coronary intervention procedures; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senators Bean and Bradley—

SB 146—A bill to be entitled An act relating to appointment of attorneys for dependent children with special needs; providing a short title; amending s. 39.01305, F.S.; requiring the payment of due process costs of litigation of all pro bono attorneys appointed to represent dependent children with certain special needs, subject to appropriations and review for reasonableness; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Steube—

SB 148—A bill to be entitled An act relating to weapons and firearms; amending s. 790.053, F.S.; deleting a statement of applicability relating to violations of carrying a concealed weapon or firearm; reducing the penalties applicable to a person licensed to carry a concealed weapon or firearm for a first or second violation of specified provisions relating to openly carrying weapons; making a fine payable to the clerk of the court; amending s. 790.06, F.S.; providing that a person licensed to carry a concealed weapon or firearm does not violate certain provisions if the firearm is temporarily and openly displayed; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., both relating to fingerprinting of a minor for violating specified provisions, to incorporate the amendment made to s. 790.053, F.S., in references thereto; providing an effective date.

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

By Senator Lee—

SB 150—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; deleting a requirement that specified information be included on a certain insurance proof-of-purchase card; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; amending s. 320.27, F.S.; revising requirements for furnishing certain insurance coverage information on an application for a motor vehicle dealer; revising insurance coverage requirements for certain motor vehicle dealers; amending s. 320.771, F.S.; revising garage liability coverage requirements for a recreational vehicle dealer license applicant; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising, at specified timeframes, minimum coverage requirements for proof of financial responsibility; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising, at specified timeframes, minimum liability coverage requirements for motor vehicle owners and operators; revising authorized methods for meeting such requirements; revising the vehicles that are excluded from the definition of the term “motor

vehicle” and providing security requirements for certain excluded vehicles; deleting the definition of the term “owner”; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising applicability of certain insurer reporting and notice requirements as to policies providing certain coverages; conforming a provision to changes made by the act; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; revising applicability of a provision authorizing certain methods of proving financial responsibility; revising, at specified timeframes, the amount of a certificate of deposit required for a specified method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising requirements of financial responsibility for for-hire passenger transportation vehicles; revising applicability of such requirements; revising a requirement for a motor vehicle liability policy obtained to comply with such requirements; conforming a cross-reference; amending s. 324.051, F.S.; making technical changes; amending s. 324.071, F.S.; revising the fee for reinstating an owner’s or operator’s license or registration that has been suspended for specified reasons; amending s. 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for a motor vehicle liability policy that serves as proof of financial responsibility for certain operators or owners; authorizing an insurer to exclude liability coverage in the policy under certain circumstances; defining terms; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of providing financial responsibility; amending s. 324.171, F.S.; revising, at specified timeframes, the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; making technical changes; amending s. 456.057, F.S.; conforming a cross-reference; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; amending s. 626.9541, F.S.; revising types of insurance coverage applicable to certain prohibited acts; conforming a cross-reference; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising the coverages of a motor vehicle policy which are subject to a stacking prohibition; amending s. 627.7263, F.S.; revising provisions relating to designation of primary coverages for rental and leasing driver’s insurance; conforming provisions to changes made by the act; creating s. 627.7265, F.S.; defining terms; requiring specified motor vehicle liability insurance policies to include medical payments coverage; specifying requirements for such medical payments coverage; authorizing insurers to exclude medical payment benefits under certain circumstances; specifying required benefits and limitations for medical payments coverage; specifying requirements, procedures, and prohibitions relating to the payment of medical payments benefits; specifying requirements, procedures, limitations, and prohibitions relating to charges and billing for care of bodily injuries under medical payments coverage; requiring the Department of Health to adopt rules; defining the terms “countersign” and “countersignature”; specifying requirements and procedures relating to specified notices and advisories to insureds; specifying requirements and procedures relating to discovery of facts about an injured person and disputes; defining the term “receipt”; specifying requirements, procedures, and prohibitions relating to required mental and physical examinations of injured persons and physician reports; defining the term “active practice”; providing applicability of certain provisions regulating attorney fees; specifying requirements and procedures for prelitigation demand letters to be provided to insurers; requiring specified claims to be brought in a single civil action; providing that an insurer engages in an unfair or deceptive practice if it fails, in a certain manner, to pay valid claims; authorizing the Department of Legal Affairs to investigate and initiate certain actions; providing construction relating to an insurer’s cause of action for insurance fraud; specifying requirements for a fraud advisory notice provided by an insurer under certain circumstances; providing construction relating to non-

reimbursable claims; authorizing certain notices, documentation, transmissions, or communications to be transferred electronically in a secure manner; authorizing a medical payments insurer to include a certain right of subrogation provision in its policy; requiring the Financial Services Commission to adopt rules; providing applicability and construction; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming a provision to changes made by the act; amending s. 627.7275, F.S.; revising applicability and required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; revising applicability; conforming a cross-reference; amending s. 627.7415, F.S.; revising, at specified intervals, the minimum levels of certain liability insurance required for commercial motor vehicles; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy, which a premium finance company may not finance; revising rulemaking authority of the commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming a cross-reference; providing applicability and construction relating to this act; defining the term “minimum security requirements”; providing requirements and procedures relating to motor vehicle insurance policies that include personal injury protection as of a specified date; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; providing for construction relating to suspensions for failure to maintain required security in effect before a specified date; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Steube—

SB 152—A bill to be entitled An act relating to the sale of firearms; amending s. 790.065, F.S.; requiring Department of Law Enforcement procedures to allow the payment or transmittal of processing fees for criminal history checks of potential firearms buyers by electronic means; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Stewart—

SB 154—A bill to be entitled An act relating to insurance coverage for mental and nervous disorders; amending s. 627.668, F.S.; requiring specified entities that transact group health insurance or provide prepaid health care to make available to policyholders under specified policies and contracts certain benefits for the care and treatment of mental and nervous disorders without an additional premium; providing that alternative residential treatment benefits offered by certain entities may not be less than a specified level of benefits; defining the term “residential treatment”; revising coverage limit requirements on inpatient hospital benefits, outpatient benefits, and partial hospitalization benefits; requiring policies and contracts to provide for the transfer of unused inpatient hospital benefits to outpatient benefits or residential treatment benefits; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Stewart—

SB 156—A bill to be entitled An act relating to Florida black bears; creating s. 379.3018, F.S.; providing a short title; defining terms; prohibiting the Fish and Wildlife Conservation Commission from allowing the recreational hunting of Florida black bears mothering cubs that weigh less than 100 pounds under a black bear hunting permit; speci-

fying a penalty for the unlawful harvesting of saw palmetto berries on state lands; authorizing the Fish and Wildlife Conservation Commission to designate certain habitats and to update such habitat information as necessary; amending s. 590.125, F.S.; prohibiting prescribed burns in certain designated habitats during specified times; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Criminal Justice; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Brandes—

SB 158—A bill to be entitled An act relating to the Florida Communities Trust; amending s. 380.507, F.S.; revising the permissible activities and projects that may be undertaken, coordinated, or funded by the Florida Communities Trust to include flood mitigation projects; deleting an obsolete provision; amending s. 380.508, F.S.; specifying the purpose of flood mitigation projects under the trust; requiring funds for such projects to be specified separately from other funds in the trust; specifying a maximum grant award for such projects; providing an exception and a process for exceeding the maximum award; requiring the Department of Environmental Protection to establish by rule an application process for such grants; requiring the department to rank applications according to specified priorities; requiring the department to develop and impose reporting requirements on grant recipients; requiring grant recipient reports to be publicly available; authorizing the department to adopt rules; amending s. 380.510, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Bean—

SB 160—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Ducks Unlimited license plate; amending s. 320.08058, F.S.; revising the distribution of proceeds for the Fallen Law Enforcement Officers license plate; requiring the Department of Highway Safety and Motor Vehicles to develop a Ducks Unlimited license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Steube and Mayfield—

SB 162—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; providing an effective date.

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

By Senator Grimsley—

SB 164—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term “mammography”; amending s. 404.22, F.S.; conforming a change made by the act; creating s. 402.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing an effective date.

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

By Senator Rodriguez—

SB 166—A bill to be entitled An act relating to the minimum wage; amending s. 448.110, F.S.; revising the formula for the adjusted state minimum wage; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 168—A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the terms “pet dealer” and “priority invasive species”; providing legislative findings; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing the goal of the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for the capture and disposal of animals that belong to priority invasive species; requiring the commission to submit a report to the Governor and the Legislature by a specified date; requiring animals that belong to certain nonnative species to be implanted with a passive integrated transponder tag before sale, resale, or being offered for sale by a pet dealer; requiring the commission to adopt rules; providing appropriations; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Grimsley—

SB 170—A bill to be entitled An act relating to the Rural Economic Development Initiative; amending s. 288.0656, F.S.; revising legislative intent relating to the Rural Economic Development Initiative; redefining the term “rural area of opportunity”; revising the duties, responsibilities, and membership of the Rural Economic Development Initiative; deleting a provision limiting the number of rural areas of opportunity that may be designated; deleting a provision listing the economic development incentives for which the Governor may waive criteria requirements or similar provisions; deleting a requirement that certain catalyst projects be identified as such by Enterprise Florida, Inc.; revising reporting requirements; amending ss. 163.3177, 163.3187, 257.193, 288.019, 288.06561, 290.0055, 290.06561, 337.403, 339.2818, 339.2819, 339.63, 479.16, and 627.6699, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Agriculture; Governmental Oversight and Accountability; and Rules.

By Senators Brandes and Galvano—

SB 172—A bill to be entitled An act relating to license plates for persons with disabilities; amending s. 320.0842, F.S.; requiring the Department of Highway Safety and Motor Vehicles, upon application, to issue a specified license plate to the owners or lessees of motor vehicles who reside in this state and who qualify for two other specified license plates; specifying requirements for the plate; providing that the license plate entitles the person to specified privileges; requiring the name of the eligible applicant to be noted on the registration certificate when more than one registrant is listed; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Hukill, Book, Hutson, and Mayfield—

SB 174—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given

certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department’s reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department’s report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing effective dates.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Hutson—

SB 176—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (89), F.S., relating to the definitions of “local hearing officer” and “traffic infraction detector”; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to a required notification; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Garcia and Steube—

SB 178—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; requiring reclassified crimes to include actual or perceived sex, creed, or employment in specified jobs of the victims; defining the term “emergency service employee”; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code and the offense severity ranking chart, to incorporate the amendment made to s. 775.085, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Brandes—

SB 180—A bill to be entitled An act relating to computer coding instruction; amending s. 1007.2616, F.S.; authorizing, but not requiring, high schools to offer students opportunities to take specified computer coding courses beginning with a specified school year; requiring the Commissioner of Education to identify such courses that satisfy two credits of sequential foreign language instruction under certain circumstances; requiring Florida College System institutions and state universities to recognize the credits as foreign language credits; requiring each student and his or her parent to sign a specified statement; requiring the inclusion of certain computer coding courses in the Course Code Directory; authorizing the Florida Virtual School to offer computer coding courses identified in the Course Code Directory; requiring the Department of Education to annually report certain information to the Board of Governors and the Legislature; providing an effective date.

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

By Senator Rodriguez—

SB 182—A bill to be entitled An act relating to the Small Business Roadway Construction Mitigation Grant Program; creating s. 339.28154, F.S.; providing legislative findings; requiring the Department of Transportation to create a Small Business Roadway Construction Mitigation Grant Program; defining the terms “construction mitigation zone” and “qualified business”; requiring the program to disburse grants using funds allocated to the department by the Legislature to certain qualified businesses for the purpose of maintaining the businesses during a construction project of the department; providing restrictions on the amount of each grant; providing application requirements; providing eligibility criteria; requiring the department to make a report and to submit the report to the Legislature by a specified date; requiring the department to initiate rulemaking by a specified date; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Thurston and Hutson—

SCR 184—A concurrent resolution requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune.

—was referred to the Committees on Appropriations; and Rules.

By Senator Hutson—

SB 186—A bill to be entitled An act relating to the resign-to-run law; amending s. 99.012, F.S.; requiring an officer who qualifies for federal public office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; prescribing requirements for the written resignation; providing for an automatic irrevocable resignation in the event of noncompliance; specifying that a resignation creates a vacancy in office; revising an exception to the resign-to-run law; amending s. 121.121, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Steube—

SB 188—A bill to be entitled An act relating to public school transportation; amending s. 1006.21, F.S.; requiring district school boards to provide transportation to certain students; amending s. 1006.23, F.S.;

revising the definition of the term “student”; revising the speed and road conditions that meet the requirements for a hazardous walking condition; requiring a district school superintendent to request a review of a hazardous walking condition upon receipt of a written request from a parent of a student; amending ss. 1002.20 and 1011.68, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Steube—

SB 190—A bill to be entitled An act relating to E911 systems; creating s. 365.176, F.S.; requiring that the Technology Program within the Department of Management Services develop and implement a plan to require that emergency dispatchers be able to transfer an emergency call from one E911 system to another E911 system in the state; amending s. 365.172, F.S.; revising the applicability of definitions; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Baxley—

SB 192—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

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

By Senators Steube and Young—

SJR 194—A joint resolution proposing an amendment to Section 4 of Article IX of the State Constitution to limit the terms of office for a member of a district school board.

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

By Senators Stewart and Taddeo—

SB 196—A bill to be entitled An act relating to gun safety; creating s. 790.30, F.S.; defining terms; prohibiting the sale or transfer of an assault weapon or large-capacity magazine; providing exceptions; providing criminal penalties; prohibiting possession of an assault weapon or large-capacity magazine; providing exceptions; providing criminal penalties; requiring certificates of possession for assault weapons or large-capacity magazines lawfully possessed before a specified date; requiring the Department of Law Enforcement to adopt rules by a certain date; limiting transfers of assault weapons or large-capacity magazines represented by such certificates; providing conditions for continued possession of such weapons or large-capacity magazines; requiring certificates of transfer for transfers of assault weapons or large-capacity magazines; providing for relinquishment of assault weapons or large-capacity magazines; providing requirements for transportation of assault weapons or large-capacity magazines; providing criminal penalties; specifying circumstances in which the manufacture or transportation of assault weapons or large-capacity magazines is not prohibited; exempting permanently inoperable firearms from provisions; amending s. 775.087, F.S.; providing enhanced criminal penalties for certain offenses when committed with an assault weapon or large-capacity magazine; reenacting ss. 27.366, 921.0024(1)(b), and 947.146(3)(b), F.S., relating to legislative intent and policy in certain cases, the Criminal Punishment Code worksheet key, and the Control Release Authority, respectively, to incorporate the amendment made to s. 775.087, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Steube—

SB 198—A bill to be entitled An act relating to fireworks; repealing ss. 791.013 and 791.015, F.S., relating to the testing and approval of sparklers and the registration of manufacturers, distributors, wholesalers, and retailers of sparklers, respectively; repealing s. 791.02, F.S., relating to the sale and use of fireworks; repealing s. 791.03, F.S., relating to the bond of licensees; amending ss. 791.01, 791.012, and 791.04, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Steube—

SB 200—A bill to be entitled An act relating to animal cruelty; creating s. 828.127, F.S.; prohibiting the malicious or capricious killing of dogs or cats; providing penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Steube—

SB 202—A bill to be entitled An act relating to mental health and substance abuse; amending s. 397.675, F.S.; revising the criteria for involuntary admission for behavioral health services due to substance abuse; amending s. 397.6772, F.S.; revising duties of a law enforcement officer with respect to transporting a person for involuntary admission to a hospital or licensed detoxification or addictions receiving facility or detaining such person in a detention facility for a specified time under certain conditions; amending ss. 397.6793, 397.6798, 397.6814, and 397.6951, F.S.; revising provisions relating to emergency admission, alternative involuntary assessment of minors, and contents of petitions for involuntary assessment and stabilization and involuntary services to include additional criteria for involuntary admission; amending s. 397.6957, F.S.; providing additional requirements for a hearing on a petition for involuntary services; amending s. 397.697, F.S.; requiring a respondent to be released from involuntary substance abuse treatment if the court makes certain determinations regarding the respondent; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senators Bradley, Perry, Stewart, and Bean—

SB 204—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Heights Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; deleting an obsolete provision; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Perry—

SB 206—A bill to be entitled An act relating to highway memorial markers; creating s. 335.094, F.S.; providing legislative intent; requiring the Department of Transportation to establish a process, including the adoption of any forms deemed necessary by the department, for submitting applications for installation of a memorial marker; specifying the persons who may submit such applications to the department; requiring the department to establish criteria for the design and fab-

rication of memorial markers; authorizing the department to install a certain sign at no charge to an applicant; providing that memorial markers may incorporate the available emblems of belief approved by the United States Department of Veterans Affairs National Cemetery Administration upon the request of the applicant and payment of a reasonable fee set by the department to offset production costs; authorizing an applicant to request an emblem of belief not specifically approved by the United States Department of Veterans Affairs National Cemetery Administration for incorporation in a memorial marker, subject to certain requirements; requiring the department to notify applicants if additional information is required and to advise them that no further action on the application will be taken until the additional information is provided; providing requirements for placement of the memorial marker by the department; requiring the department to remove memorial markers if the department determines that the presence of a marker creates a safety hazard; providing for disposition of such markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Campbell—

SB 208—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; deleting provisions that allow the issuance of marriage licenses to minors under 16 years of age in certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Campbell—

SR 210—A resolution recognizing August 15, 2018, as “India Independence Day” and August 2018 as “India Heritage Month” in Florida.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senator Steube—

SB 212—A bill to be entitled An act relating to reentry into the state by certain persons; creating s. 877.28, F.S.; prohibiting a person from entering or being present in this state if he or she has been denied admission, excluded, deported, or removed from the United States unless the United States Attorney General consents to his or her admission or the person can establish that federal law does not require advance consent; providing criminal penalties; providing an effective date.

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

SB 214—Withdrawn prior to introduction.

By Senator Book—

SB 216—A bill to be entitled An act relating to schools of hope; amending s. 1001.292, F.S.; revising enrollment requirements for a hope operator to receive a loan under the Schools of Hope Revolving Loan Program; amending s. 1002.333, F.S.; redefining the term “school of hope”; requiring hope operators to employ school administrators and instructional and noninstructional personnel who meet specified certification requirements; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Farmer—

SB 218—A bill to be entitled An act relating to the safe storage of loaded firearms; amending s. 790.174, F.S.; making technical changes; revising the locations and circumstances in which a loaded firearm is required to be kept or secured with a trigger lock; deleting conditions that pertain to the crime of failing to safely store, leave, or secure a loaded firearm in a specified manner; reenacting s. 409.175(5)(f), F.S., relating to rules of the Department of Children and Families requiring the adoption of a form used by child-placing agencies, to incorporate the amendment made to s. 790.174, F.S., in a reference thereto; providing an effective date.

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

By Senator Passidomo—

SB 220—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of orders entered in bankruptcy cases under certain circumstances; providing construction; providing applicability; providing an effective date.

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

By Senator Bean—

SB 222—A bill to be entitled An act relating to the guardian ad litem direct-support organization; amending s. 39.8298, F.S.; abrogating the future repeal of provisions related to the guardian ad litem direct-support organization; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Book and Farmer—

SB 224—A bill to be entitled An act relating to legal holidays; amending s. 683.01, F.S.; removing the designations of the birthdays of Robert E. Lee and Jefferson Davis and Confederate Memorial Day as legal holidays; providing an effective date.

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

By Senator Bracy—

SB 226—A bill to be entitled An act relating to inmate reentry services; creating s. 944.8025, F.S.; requiring the Department of Corrections to allow representatives from nonprofit organizations to apply to be registered with the department for the purpose of providing inmate reentry services; requiring the department to develop and adopt policies and procedures for screening, approving, and registering those nonprofit organizations and their representatives; authorizing the department to deny approval and registration to an organization or a representative from an organization if the department determines that the organization or representative does not meet the department’s screening guidelines; authorizing the department and each of the correctional facilities in this state to retain the discretion to deny entry into a correctional facility at any time to a representative of an organization; requiring the department to post certain information on its public website for certain purposes; prohibiting the department from endorsing or sponsoring any faith-based reentry program or endorsing any specific religious message; prohibiting the department from requiring an inmate to participate in a faith-based program; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 228—A bill to be entitled An act relating to serving commercially sexually exploited children; amending s. 409.1754, F.S.; requiring the Department of Children and Families to collect certain data; requiring the department to gather feedback on the efficiency of screening and assessment instruments from users and to review such feedback annually; requiring the department to improve such instruments that remain invalidated; requiring each region of the department and each community-based care lead agency to establish a plan to recruit providers of specialized services to commercially sexually exploited children and to increase the service capacity of existing providers in order to develop the necessary capacity to meet the needs of commercially sexually exploited children; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bracy—

SB 230—A bill to be entitled An act relating to the Next Generation Sunshine State Standards; requiring the Commissioner of Education to propose revisions to the Next Generation Sunshine State Standards in visual and performing arts by a specified date; requiring the State Board of Education to adopt, reject, or modify any proposed revisions by a specified date; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senators Book and Farmer—

SB 232—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Bracy—

SB 234—A bill to be entitled An act relating to youthful offenders; creating s. 944.805, F.S.; requiring the Department of Corrections to submit a report to the Legislature by a specified date of each year on specified information regarding prisoners in the custody of the department who are of certain years of age; defining the term “state correctional facility”; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Book—

SB 236—A bill to be entitled An act relating to a tax credit for baby changing tables in restaurants; amending s. 212.08, F.S.; defining the terms “baby changing table” and “restaurant”; authorizing a sales and use tax credit for restaurants purchasing and installing baby changing tables on their premises; specifying limitations on the credit; authorizing excess amounts of the credit to be taken on future submitted tax returns for a specified timeframe; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bracy—

SB 238—A bill to be entitled An act relating to the conditional medical release program; amending s. 947.149, F.S.; defining the term “inmate with a debilitating illness”; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; providing criteria for eligibility; requiring that certain persons whose eligibility is verified by the Commission on Offender Review be placed on conditional medical release; requiring the Department of Corrections to refer an eligible inmate to the commission; requiring that the department’s referral for release include certain information; requiring the commission to review the information and verify an inmate’s eligibility within a certain timeframe; authorizing electronic monitoring for an inmate on conditional medical release; reenacting ss. 316.1935(6), 775.084(4)(k), 775.087(2)(b) and (3)(b), 784.07(3), 790.235(1), 794.0115(7), 893.135(1)(b), (c), and (g) and (3), 921.0024(2), 944.605(7)(b), 944.70(1)(b), 947.13(1)(h), and 947.141(1), (2), and (7), F.S., all relating to authorized conditional medical release granted under s. 947.149, F.S., to incorporate the amendment made to s. 947.149, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

SB 240—Withdrawn prior to introduction.

By Senator Baxley—

SB 242—A bill to be entitled An act relating to developmental disabilities; providing a short title; amending s. 393.063, F.S.; revising the term “developmental disability” to include the disorder and symptoms attributable to Duchenne muscular dystrophy; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Banking and Insurance; Appropriations; and Rules.

By Senator Brandes—

SB 244—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; defining the terms “commission” and “program”; providing legislative findings; establishing the blue star collection system assessment and maintenance program and providing its purpose; requiring the Department of Environmental Protection to review and approve program applications for certification; requiring the Environmental Regulation Commission to adopt certification standards for the program; specifying the documentation a utility must submit to qualify for certification; authorizing the department to waive certain requirements for utilities for certain smaller populations; providing for certification expiration and renewal; requiring the department to publish an annual list of certified blue star utilities; requiring the department to allow public and not-for-profit utilities to participate in the Clean Water State Revolving Fund Program; authorizing the department to reduce penalties for a certified utility and allow the utility to apply the amount of a penalty toward certain system investments; amending s. 403.067, F.S.; creating a presumption of compliance for certain total maximum daily load requirements for certified utilities; amending s. 403.087, F.S.; requiring the department to provide extended operating permits when a certified utility applies for permit renewal; amending s. 403.1838, F.S.; allowing for additional recipients and uses of Small Community Sewer Construction grants; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Appropriations; and Rules.

By Senator Farmer—

SB 246—A bill to be entitled An act relating to crime reports; amending s. 943.05, F.S.; requiring the Criminal Justice Information Program to establish, implement, and maintain a system for submitting an annual report to the Federal Bureau of Investigation; specifying the

data the program must include in the report; providing an effective date.

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

By Senator Hutson—

SB 248—A bill to be entitled An act relating to county court judges; amending s. 34.022, F.S.; increasing the number of county court judges authorized for Citrus and Flagler Counties; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Steube—

SB 250—A bill to be entitled An act relating to ambulatory surgical centers and mobile surgical facilities; amending s. 395.002, F.S.; revising the definition of the terms “ambulatory surgical center” and “mobile surgical facility”; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Steube—

SB 252—A bill to be entitled An act relating to state employee higher education fee waivers; amending s. 1009.265, F.S.; providing that credit hours eligible for tuition and fee waivers be determined on a calendar year basis, rather than per academic term; providing applicability; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

SB 254—Withdrawn prior to introduction.

By Senator Farmer—

SB 256—A bill to be entitled An act relating to property insurance; amending s. 627.062, F.S.; prohibiting certain attorney fees and costs paid by a property insurer from being included in such insurer's rate base and from being used to justify a rate increase or rate change; amending s. 627.422, F.S.; prohibiting certain property insurance policies from prohibiting or limiting the post-loss assignment of benefits; providing that an assignment agreement is not valid unless it meets specified requirements; providing requirements and prohibitions for assignees of post-loss benefits; requiring insurers to provide specified contact information on their websites and in policies; requiring assignees to deliver executed assignment agreements to insurers within a specified timeframe; requiring insurers, upon receiving such agreements, to make any initial inspections of covered property within specified timeframes; requiring insureds or assignees to provide a certain prelitigation notice and invoice to insurers within a specified timeframe; providing construction; requiring certain settlement proposals to a plaintiff to be served no earlier than a specified time; requiring the Office of Insurance Regulation to require each insurer to report annually certain data relating to claims paid pursuant to assignment agreements; requiring insurers to report certain information to opposing counsel for verification or certification; requiring the opposing counsel to verify or certify such information to the office; providing applicability; amending s. 627.7011, F.S.; prohibiting specified acts of insurers relating to homeowners' insurance policies under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

By Senator Farmer—

SB 258—A bill to be entitled An act relating to insurance rates; amending ss. 627.062 and 627.428, F.S.; prohibiting attorney fees paid pursuant to specified provisions under the Workers' Compensation Law and the Florida Insurance Code from being included in an insurer's rate base or used to justify a rate or rate change; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

By Senators Book, Flores, and Hukill—

SB 260—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S., relating to the seclusion and restraint of students with disabilities; providing definitions; providing requirements for the use of restraint; prohibiting specified physical restraint techniques; providing requirements for the use of exclusionary and nonexclusionary time; providing requirements for school districts to report and publish training procedures; providing for student-centered followup; providing requirements for documenting, reporting, and monitoring the use of restraint and seclusion; revising school district policies and procedures relating to restraint and seclusion; amending s. 1012.582, F.S.; requiring continuing education and inservice training for teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Health Policy; and Rules.

By Senator Farmer—

SB 262—A bill to be entitled An act relating to searches by law enforcement officers; creating s. 933.50, F.S.; prohibiting a law enforcement officer in this state from searching a person or his or her property without first informing the person of his or her lawful right to decline the search request by the law enforcement officer; providing exceptions; providing an effective date.

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

By Senators Gibson, Stewart, Book, and Rodriguez—

SCR 264—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

By Senator Passidomo—

SB 266—A bill to be entitled An act relating to covenants and restrictions; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in land and other rights; authorizing a property owners' association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners' association to file certain notices; providing that a property owners' association or clerk of the circuit court is not required to provide certain additional notice for a specified notice that is filed; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice and amendment from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners' association

to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; requiring any property owners' association desiring to preserve covenants from potential termination after a specified period by certain operation to record in the official records of each county in which the community is located a notice subject to certain requirements; providing a document form for recording by an association to preserve certain covenants or restrictions; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Passidomo—

SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, public-guardian case managers, and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Steube—

SB 270—A bill to be entitled An act relating to involuntary examination and involuntary admission of minors; amending s. 394.462, F.S.; authorizing a designated law enforcement agency to decline to transport a minor 14 years of age or younger to a receiving facility for mental health or substance abuse evaluation if the parent or guardian of the minor agrees to transport the minor to the receiving facility; amending s. 394.463, F.S.; providing circumstances under which a minor 14 years of age or younger may be taken to a receiving facility for involuntary examination; requiring the examination of a minor 14 years of age or younger to be initiated within 8 hours after the patient's arrival at the receiving facility; requiring a receiving facility to release a minor 14 years of age or younger to the minor's parent or guardian; providing exceptions; amending ss. 394.4599 and 790.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; and Rules.

By Senator Brandes—

SB 272—A bill to be entitled An act relating to local tax referenda; amending s. 166.211, F.S.; providing that a municipality may increase the millage rate of ad valorem taxes levied on real and tangible personal property only by a vote of a specified percentage of the municipality's governing body approving the increase; amending s. 212.055, F.S.; revising the voter approval threshold required to pass a referendum to adopt or amend local government discretionary sales surtaxes when the referendum is held at any date other than a general election; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senators Stargel and Grimsley—

SB 274—A bill to be entitled An act relating to concealed weapons and firearms in multiuse facilities; amending s. 790.115, F.S.; providing that a person licensed to carry a concealed weapon or concealed firearm is not prohibited by specified laws from such carrying on the property of certain institutions; providing an effective date.

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

By Senators Hutson and Baxley—

SB 276—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to enter into certain interstate agreements or to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for participation in such agreements or memberships; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

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

By Senators Hutson and Baxley—

SB 278—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state which is confidential or exempt pursuant to the laws of that state; providing for release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Bean—

SB 280—A bill to be entitled An act relating to telehealth; amending s. 110.123, F.S.; encouraging the state group health insurance program to offer health insurance plans that include telehealth coverage for state employees; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to pay for certain telehealth services as optional Medicaid services; creating s. 456.4501, F.S.; defining terms; establishing the standard of care for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; providing that telehealth providers, under certain circumstances, are not required to research a patient's history or conduct physical examinations before providing services through telehealth; providing that a nonphysician telehealth provider using telehealth acting within her or her relevant scope of practice is not deemed to be practicing medicine without a license; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances; providing for construction; requiring the Department of Health to develop and disseminate certain educational materials to specified licensees by a specified date; providing requirements for recordkeeping by telehealth providers; providing requirements for patient consent for telehealth treatment; amending s. 627.0915, F.S.; encouraging insurers offering certain rating plans for workers' compensation and employer's liability insurance, which are approved by the Office of Insurance Regulation, to include in the plans services provided through telehealth; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SB 282—Withdrawn prior to introduction.

By Senators Book, Hutson, and Rouson—

SB 284—A bill to be entitled An act relating to nursing home and assisted living facilities; amending s. 400.19, F.S.; requiring the Agency for Health Care Administration to determine compliance with standards for electricity and emergency power sources during the routine inspection of a licensed nursing home facility; amending s. 400.23, F.S.; requiring the agency, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring a licensed nursing home facility to have adequate electrical equipment, an emergency power source, and a supply of fuel which meets a specified criterion; amending s. 429.34, F.S.; requiring the agency to determine compliance with certain standards during the routine inspection of a licensed assisted living facility; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules requiring a licensed assisted living facility to maintain equipment sufficient to provide adequate day-to-day electricity within the facility, an emergency power source, and a supply of fuel which meets a specified criterion; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Rouson—

SB 286—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bracy—

SB 288—A bill to be entitled An act relating to data collection on direct filing; amending s. 985.557, F.S.; requiring the Department of Juvenile Justice to begin collecting on a certain date specified information relating to children who qualify for prosecution as adults and for children who are transferred to adult court for criminal prosecution; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data on juveniles transferred for criminal prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a certain date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report that includes certain information, and to provide the report to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Rouson and Rader—

SB 290—A bill to be entitled An act relating to motor vehicle registration applications; amending s. 320.02, F.S.; requiring the application for motor vehicle registration to include language to indicate an applicant is hearing impaired; requiring such information to be included in certain databases; amending s. 320.27, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

SB 292—A bill to be entitled An act relating to private property rights; amending s. 366.02, F.S.; exempting from the definition of “public utility” property owners who own and operate a renewable energy source device and who produce renewable energy from that device and provide and sell such renewable energy to users on that property, under certain circumstances; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Rodriguez—

SB 294—A bill to be entitled An act relating to mandatory retention; amending s. 1008.25, F.S.; removing the requirement for mandatory retention of a third grade student based on his or her performance on the English Language Arts assessment; conforming provisions to changes made by the act; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Brandes—

SB 296—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove certain containers from a restaurant for off-premises consumption; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Bracy—

SB 298—A bill to be entitled An act relating to expunction of criminal history records; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of a criminal history record; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; providing an effective date.

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

By Senators Rouson and Campbell—

SB 300—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 112.31895, F.S.; increasing the length of time that a person alleging a prohibited personnel action under the Whistle-blower's Act has to file a complaint with the commission or the Chief Inspector General; revising the length of time by which receipt of the complaint must be acknowledged and copies thereof provided to named parties; revising the commission's duties with respect to the process of fact finding regarding an allegation of a prohibited personnel action; revising the timeframes by which the commission must terminate an investigation following the receipt of the fact-finding report or the failure of an agency to implement corrective action recommendations; revising the length of time by which a complainant may file a complaint with the Public Employees Relations Commission following termination of the Florida Commission on Human Relations' investigation; amending s. 760.03, F.S.; revising what constitutes a quorum for commission meetings and panels thereof; amending s. 760.065, F.S.; revising the number of persons the com-

mission must annually recommend to the Governor for inclusion in the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; specifying that an aggrieved person alleging certain violations of the Florida Civil Rights Act of 1992 must file a civil action within a certain timeframe upon the commission's failure to conciliate or determine reasonable cause; amending s. 760.29, F.S.; deleting provisions requiring a facility or community claiming an exemption under the Fair Housing Act to register with the commission; amending s. 760.31, F.S.; removing a requirement for commission rules, to conform to changes made by the act; amending s. 760.60, F.S.; removing the requirement that the commission or the Attorney General investigate alleged discriminatory practices of a club within a specified timeframe; revising the timeframe by which a complainant or the Attorney General may commence a civil action in response to discriminatory practices of a club; providing an effective date.

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

By Senator Rodriguez—

SB 302—A bill to be entitled An act relating to federal waivers for health insurance; amending s. 624.25, F.S.; prohibiting public entities, unless specifically authorized by the Legislature, from applying for a waiver under the federal Patient Protection and Affordable Care Act which would waive requirements for, or authorize the exclusion or limitation of, coverage of any essential health benefit by non-grandfathered health plans; defining terms; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rouson—

SB 304—A bill to be entitled An act relating to the conditional release program; amending s. 947.1405, F.S.; providing that persons convicted of a noncapital offense and sentenced for a life term qualify for conditional release, subject to certain terms and conditions; requiring that the Department of Corrections within a specified timeframe review certain records of persons serving life-term sentences and compile such information for the Florida Commission on Offender Review to use in making certain determinations regarding conditional release; providing an effective date.

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

By Senators Rouson and Campbell—

SB 306—A bill to be entitled An act relating to housing discrimination; amending s. 760.07, F.S.; removing housing discrimination as a cause of action for certain relief and damages stemming from violations of the Florida Civil Rights Act of 1992; amending s. 760.34, F.S.; revising the conditions under which an aggrieved person may commence a civil action in any appropriate court against a specified respondent to enforce specified rights; providing that the aggrieved person does not need to take specified actions before bringing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, a civil action to commence within 2 years after an alleged discriminatory housing practice; authorizing an aggrieved person to commence a civil action regardless of whether a specified complaint has been filed and regardless of the status of any such complaint; prohibiting an aggrieved person from filing a specified action in certain circumstances; providing an exception; prohibiting an aggrieved person from commencing a specified civil action if an administrative law judge has commenced a hearing on the record on the allegation; providing an effective date.

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

By Senators Bean and Steube—

SB 308—A bill to be entitled An act relating to federal immigration enforcement; providing a short title; creating ch. 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to comply with and support the enforcement of federal immigration law; prohibiting restrictions by such entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing requirements concerning certain criminal defendants subject to immigration detainers or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an unauthorized alien under certain circumstances; providing an exception to reporting requirements for crime victims or witnesses; requiring recordkeeping relating to crime victim and witness cooperation in certain investigations; specifying duties concerning certain arrested persons; specifying duties concerning immigration detainers; authorizing a board of county commissioners to adopt an ordinance to recover costs for complying with an immigration detainer; authorizing local governmental entities and law enforcement agencies to petition the Federal Government for reimbursement of certain costs; requiring report of violations; providing penalties for failure to report a violation; providing whistle-blower protections for persons who report violations; requiring the Attorney General to prescribe the format for submitting complaints; providing requirements for entities to comply with document requests from state attorneys concerning violations; providing for investigation of possible violations; providing for injunctive relief and civil penalties; requiring written findings; prohibiting the expenditure of public funds for specified purposes; providing a cause of action for personal injury or wrongful death attributed to a sanctuary policy; providing that a trial by jury is a matter of right; requiring written findings; requiring a court to provide a copy of the final judgment to the Governor within 30 days after rendition; providing for suspension or removal from office of a sanctuary policymaker; providing for ineligibility for funding from nonfederal grant programs for a specified duration; providing for applicability to certain education records; prohibiting discrimination on specified grounds; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

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

By Senators Steube and Baxley—

SB 310—A bill to be entitled An act relating to threats to kill or do bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do bodily injury to another person in a writing or other record and transmitting that threat in any manner; deleting requirements that a threat be sent to a specific recipient to be prohibited; providing a penalty; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

By Senator Steube—

SB 312—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.02, F.S.; providing an exception, under certain circumstances, from the tax on deeds or other instruments transferring or conveying homestead property or interests in homestead property between spouses; providing applicability; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Baxley—

SB 314—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

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

By Senator Stewart—

SB 316—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the commission to receive specified vote totals for approval or modification; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Ethics and Elections; and Rules.

By Senator Powell—

SB 318—A bill to be entitled An act relating to an internship tax credit program; creating s. 220.198, F.S.; providing a short title; defining the terms “degree-seeking student” and “qualified business”; authorizing a corporate income tax credit up to a specified amount to a qualified business paying wages to a degree-seeking student during the student’s internship at the business; specifying conditions and limitations on the tax credit; authorizing the Department of Revenue to adopt rules; authorizing qualifying businesses to carry forward unused portions of the tax credit for a specified timeframe; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stewart—

SB 320—A bill to be entitled An act relating to access to clinics; providing a directive to the Division of Law Revision and Information; creating s. 762.01, F.S.; providing a short title; creating s. 762.02, F.S.; defining terms; creating s. 762.03, F.S.; defining the term “minor child or ward”; prohibiting a person from committing certain acts against reproductive health services clients, providers, or assistants; prohibiting a person from damaging certain properties; providing penalties; providing construction; creating s. 762.04, F.S.; providing criminal penalties and fines for first offenses and for second and subsequent offenses; providing requirements for departures from the sentences and fines; creating s. 762.05, F.S.; providing civil remedies for those aggrieved by specified violations against reproductive health services clients, providers, or assistants or against certain properties; authorizing the Attorney General, a state attorney, or a city attorney to bring a civil action for such violations; creating s. 762.06, F.S.; requiring a court to take actions necessary to safeguard the health, safety, or privacy of specified persons under certain circumstances, including granting restraining orders that may prohibit or restrict the photographing of such persons; authorizing the court to authorize specified persons to use pseudonyms in a civil action; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations; and Rules.

By Senators Book and Baxley—

SB 322—A bill to be entitled An act relating to fees charged by tax collectors; amending s. 322.12, F.S.; providing for allocation of fees from certain driver license examinations administered by tax collectors; amending s. 322.21, F.S.; providing for allocation of fees from certain driver license reinstatement services performed by tax collectors; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Young—

SB 324—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; specifying the earliest time of collection that a local government may require for impact fees; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Young—

SB 326—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring that the Department of Children and Families establish the Florida Veterans’ Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; requiring that the department contract with managing entities to enter into agreements with Florida 211 Network participants for such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect certain data on the implementation of the program and submit the data to the department; requiring the department to submit a report on the program’s implementation to the Governor and Legislature by a specified date; providing an appropriation; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Children, Families, and Elder Affairs; and Appropriations.

By Senator Baxley—

SB 328—A bill to be entitled An act relating to veteran identification; creating s. 322.0511, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a veteran identification card for certain purposes; providing for the design of the card; providing veteran eligibility requirements; providing for fee disposition; prohibiting use of the card for certain purposes; providing for termination of the card; providing for future repeal; amending ss. 472.015, 493.6105, 493.6107, 493.6202, 493.6302, 493.6402, 501.015, 501.605, 501.607, 507.03, 527.02, 539.001, 559.904, 559.928, and 626.171, F.S.; authorizing use of the card as proof of veteran status for obtaining waivers of license or registration fees relating to land surveying and mapping, private investigation services, private security services, repossession services, health studios, commercial telephone sellers or entities providing substance abuse marketing services, salespersons, movers and moving brokers, the sale of liquefied petroleum gas, pawnbrokers, motor vehicle repair shops, sellers of travel, and insurance representatives; amending s. 790.06, F.S.; authorizing use of the card as proof of veteran status for expedited processing of an application for a license to carry a concealed weapon or firearm; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gainer—

SB 330—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bracy—

SB 332—A bill to be entitled An act relating to probation and community control; amending s. 948.011, F.S.; authorizing a trial court to order certain defendants to perform community service or participate in a work program, instead of ordering payment of a fine and as a condition of probation or community control; amending ss. 921.187 and

948.06, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 334—A bill to be entitled An act relating to firearm purchases; amending s. 790.065, F.S.; requiring the Department of Law Enforcement to include on a standard form certain questions concerning a potential firearm buyer's criminal history or other information relating to the person's eligibility to make the firearm purchase; requiring the department to notify law enforcement officials when a potential sale or transfer receives a nonapproval number; providing requirements for such notice; providing an effective date.

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

By Senator Grimsley—

SB 336—A bill to be entitled An act relating to law enforcement vehicles; amending s. 338.155, F.S.; exempting a law enforcement officer operating an official vehicle, rather than only a marked official vehicle, while on official law enforcement business from paying the toll at a toll facility; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bracy—

SB 338—A bill to be entitled An act relating to victims of human trafficking; creating s. 509.210, F.S.; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation, in consultation with the Attorney General and state and national lodging associations, to adopt by rule one or more educational programs to train employees in the identification and reporting of suspected human trafficking activity; requiring that the rule require the operator of a public lodging establishment to train employees within a certain period after their hiring or by a certain date and to maintain documentation of such training; authorizing the division to impose administrative sanctions; creating s. 787.061, F.S.; providing a short title; creating s. 787.062, F.S.; defining terms; creating s. 787.063, F.S.; providing legislative findings; creating a civil cause of action for victims of human trafficking against a trafficker or facilitator; providing procedures and requirements for bringing a claim; requiring a court to impose a civil penalty against a defendant if a victim prevails; requiring a court to impose a civil penalty and award it equitably to one or more law enforcement agencies under certain circumstances; providing that such actions are not subject to a statute of limitations; providing for administration of the Trust Fund for Victims of Human Trafficking and Prevention by the Department of Legal Affairs; requiring the Department of Law Enforcement to recommend one or more educational programs designed to train employees of public lodging establishments in the identification and reporting of suspected human trafficking; providing that the owner or operator of a public lodging establishment may not be held vicariously liable if certain employees complete such educational programs in accordance with specified provisions; providing exemptions; creating s. 787.064, F.S.; requiring the Department of Legal Affairs to issue an annual report to the Legislature which includes specified information, by a specified date; amending s. 960.196, F.S.; increasing the allowable time for the filing of a claim for relocation assistance by a victim of human trafficking; providing an effective date.

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

By Senator Bracy—

SB 340—A bill to be entitled An act relating to public records; creating s. 787.065, F.S.; providing for closed hearings in certain civil actions upon the request of victims; providing for redaction and sealing of personal identifying information of victims of human trafficking upon request; exempting from public records requirements the redacted and sealed information; exempting from public records requirements the personal identifying information of victims of human trafficking; providing for future review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Bracy—

SB 342—A bill to be entitled An act relating to trust funds; creating s. 787.066, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Legal Affairs; providing the purposes of, and funding sources for, the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 344—A bill to be entitled An act relating to offender probation, parole, and supervision; creating s. 948.95, F.S.; providing a short title; creating s. 948.951, F.S.; providing definitions; creating s. 948.952, F.S.; requiring the Department of Corrections and certain local governmental agencies, hereinafter known as “the agency,” to adopt policies and rules that by a specified date result in all supervised individuals being supervised in accordance with evidence-based practices, or practices developed based upon evidence-based practices; requiring the agency to consult with and seek recommendations from local law enforcement agencies, circuit courts, state attorney offices, and community corrections programs on adopting policies and rules for evidence-based supervision practices; providing requirements for the adopted policies and rules; requiring, by a specified date, all postrelease supervision programs receiving state funds to be established in accordance with evidence-based practices or developed based upon evidence-based practices; requiring the agency, by a specified date, to eliminate supervision policies, procedures, programs, and practices intended to reduce recidivism but which scientific research demonstrates do not reduce recidivism; requiring certain data collected and maintained regarding recidivism rates to be collected and maintained in a specified manner; creating s. 948.953, F.S.; requiring the agency to adopt policies and rules that improve crime victim satisfaction with the criminal justice system, subject to certain requirements; requiring the Office of the Attorney General to develop a victim satisfaction survey for use by the agency; creating s. 948.954, F.S.; requiring the agency to provide its employees and supervising agents with intensive initial and ongoing training and professional development services to support the implementation of evidence-based practices, subject to certain requirements; creating s. 948.955, F.S.; authorizing the department to form partnerships or enter into contracts with certain institutions or other organizations for assistance with data collection, analysis, and research; creating s. 948.956, F.S.; requiring the agency to submit, beginning on a specified date and each year thereafter, to the Governor, the Chief Justice of the Supreme Court, and the Legislature a comprehensive report on its efforts to implement this act; providing requirements for the report; requiring the agency to make the report and an executive summary of the report available to the general public on its website; creating s. 948.957, F.S.; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Perry—

SB 346—A bill to be entitled An act relating to motorcycle and moped riders; amending s. 316.211, F.S.; increasing the age at which persons who are operating or riding upon a certain motorcycle are exempt from protective headgear requirements; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

SB 348—A bill to be entitled An act relating to disposable plastic bags; creating s. 403.70325, F.S.; defining the term “coastal community”; authorizing certain municipalities to establish pilot programs to regulate or ban disposable plastic bags; providing program criteria; providing for expiration of a certain required ordinance; directing participating municipalities to collect data and submit reports to the municipal governing bodies and the Department of Environmental Protection; republishing s. 403.7033, F.S.; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Commerce and Tourism; and Rules.

By Senator Bracy—

SB 350—A bill to be entitled An act relating to revoking, suspending, and withholding driving privileges; repealing s. 61.13016, F.S., relating to suspension of a driver license and motor vehicle registration of a support obligor who is delinquent in payment or who has failed to comply with subpoenas or a similar order to appear or show cause relating to paternity or support proceedings; repealing s. 322.055, F.S., relating to revocation or suspension of, or delay of eligibility for, a driver license for a person of a specified age or older convicted of certain drug offenses; repealing s. 322.056, F.S., relating to mandatory revocation or suspension of, or delay of eligibility for, a driver license for a person under a specified age found guilty of certain alcohol, drug, or tobacco offenses; repealing s. 322.057, F.S., relating to discretionary revocation or suspension of a driver license for certain persons who provide alcohol to persons under a specified age; repealing s. 322.058, F.S., relating to suspension of driving privilege due to support delinquency; repealing s. 322.059, F.S., relating to mandatory surrender of a suspended driver license and registration; amending s. 322.245, F.S.; deleting provisions relating to suspension of a driver license for failure to pay child support in certain non-IV-D cases; amending s. 569.11, F.S.; revising penalties for a person under a specified age who knowingly possesses a tobacco product or misrepresents his or her age or military service for the purpose of obtaining any tobacco product from a person or a vending machine; amending s. 877.112, F.S.; revising penalties for a person under a specified age who knowingly possesses any nicotine product or a nicotine dispensing device or misrepresents his or her age or military service for the purpose of obtaining any nicotine product or nicotine dispensing device from a person or a vending machine; requiring the Department of Highway Safety and Motor Vehicles to issue, reinstate, or renew any driver license or driving privilege without fee which the department has withheld issuance of, suspended, or revoked pursuant to specified provisions under certain circumstances; requiring the department to create a report on the implementation of this act, subject to certain requirements; requiring the department to file the report with the Legislature by a specified date; requiring the department to conduct a study on the feasibility of reducing the amount of time unsafe driver points remain on a driver history record; requiring the department to submit a report on the study, along with recommendations, to the Legislature by a specified date; amending ss. 61.1814, 318.14, 322.05, 322.34, 409.256, 409.2598, 562.11, and 562.111, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senators Garcia, Hutson, and Taddeo—

SB 352—A bill to be entitled An act relating to sports franchise facilities; creating s. 288.11633, F.S.; prohibiting a sports franchise from constructing, reconstructing, renovating, or improving a facility on leased public land; requiring that a lease of a facility on public land by a sports franchise or a sale of public land for a sports franchise facility be at fair market value; providing requirements for a contract to fund the construction, reconstruction, renovation, or improvement of such a facility; defining the terms “facility” and “sports franchise”; specifying that the act does not impair contracts entered into before July 1, 2018; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stargel—

SB 354—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner, may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms “abuse,” “fraud,” and “waste”; revising definitions; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; defining the term “statewide travel management system”; requiring agencies and the judicial branch to report certain travel information of public officers and employees in the statewide travel management system; requiring executive branch state agencies and the judicial branch to use the statewide travel management system for certain purposes; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising membership for the audit committee; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; requiring an auditor to include certain information in a management letter; requiring the chair of a governmental entity's governing body to submit an affidavit containing certain information when the entity contracts with an auditor to conduct an audit; providing requirements and procedures for selecting an auditor; requiring the Legislative Auditing Committee to determine whether a governmental entity should be subject to state action under certain circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to

maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

By Senator Young—

SB 356—A bill to be entitled An act relating to exemptions from toll payment; amending s. 338.155, F.S.; exempting a law enforcement officer from the payment of tolls when operating an official vehicle while on official business; updating terms; making technical changes; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Broxson, Book, and Baxley—

SB 358—A bill to be entitled An act relating to transportation facility designations; providing honorary designation of a certain transportation facility in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; and Rules.

By Senators Mayfield, Rouson, Broxson, and Torres—

SB 360—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; prohibiting specified changes to certain insurance policy prescription drug formularies, except under certain circumstances; providing construction and applicability; amending s. 627.6699, F.S.; requiring small employer carriers to limit specified changes to prescription drug formularies under certain health benefit plans; amending s. 641.31, F.S.; prohibiting certain health maintenance organizations from making specified changes to health maintenance contract prescription drug formularies, except under certain circumstances; providing construction and applicability; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; Appropriations; and Rules.

By Senator Perry—

SB 362—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; requiring local governments to address the protection of private property rights in their comprehensive plans; amending s. 163.3177, F.S.; requiring the comprehensive plan to include a private property rights element that sets forth principles, guidelines, standards, and strategies to achieve certain objectives; requiring counties and municipalities to adopt within a specified period land development regulations consistent with the private property rights element; providing a deadline by which each local government must adopt a private property rights element; requiring the state land planning agency to approve the private property rights element adopted

by each local government if it is substantially in a specified form; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation and Conservation; and Rules.

By Senators Grimsley and Mayfield—

SB 364—A bill to be entitled An act relating to the state group health insurance and prescription drug programs; amending s. 110.1228, F.S.; defining the term “water management district”; authorizing a water management district to participate in the state group health insurance program and the prescription drug coverage program upon the affirmative vote of a district's governing board; establishing conditions and restrictions regarding participation; providing that monthly premium amounts be based on an actuarial analysis conducted by the Department of Management Services; requiring small counties, small municipalities, district school boards, and water management districts participating in the programs to bear the costs of the actuarial analysis; conforming provisions to changes made by the act; amending s. 373.605, F.S.; conforming a provision; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

SR 366—Not introduced.

By Senators Brandes and Rouson—

SB 368—A bill to be entitled An act relating to the Department of Management Services; creating the Statewide Procurement Efficiency Task Force within the department; specifying the purpose and membership of the task force; providing meeting requirements; providing for administrative and technical support of the task force; providing that task force members shall serve without compensation or reimbursement of expenses; requiring the task force to submit a report to the Governor and the Legislature by a certain date; providing for the termination of the task force; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Bradley, Stewart, Perry, Bean, Taddeo, and Mayfield—

SB 370—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Garcia—

SB 372—A bill to be entitled An act relating to post-hurricane relief for residents of health care facilities; creating s. 366.042, F.S.; requiring the Florida Public Service Commission to ensure that public utilities effectively prioritize the restoration of services to certain health care facilities in the event of emergencies; amending s. 400.19, F.S.; requiring the Agency for Health Care Administration to conduct an annual inspection of each licensed nursing home facility to ensure that the facility is in possession of the required emergency power source and fuel; amending s. 400.23, F.S.; requiring the agency, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring each facility to have an emergency power source and a supply of fuel which meet certain criteria; amending s. 429.34, F.S.; requiring the agency to conduct an annual inspection of each licensed assisted living facility to ensure that the facility is in possession of the required emergency power source and fuel; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in con-

sultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules requiring each facility to have an emergency power source and a supply of fuel which meet certain criteria; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Young—

SB 374—A bill to be entitled An act relating to fantasy contests; creating s. 546.13, F.S.; defining terms; prohibiting certain fantasy contests; exempting fantasy contests from certain regulations; providing an effective date.

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

By Senators Book, Latvala, Taddeo, and Montford—

SB 376—A bill to be entitled An act relating to workers' compensation benefits for first responders; amending s. 112.1815, F.S.; deleting certain limitations relating to workers' compensation benefits for first responders; amending s. 440.093, F.S.; providing that law enforcement officers, firefighters, emergency medical technicians, and paramedics are entitled to benefits under the Workers' Compensation Law for mental or nervous injuries, whether or not such injuries are accompanied by physical injuries requiring medical treatment, under specified circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; Appropriations; and Rules.

By Senator Steube—

SB 378—A bill to be entitled An act relating to parking garages; creating ss. 125.01075 and 166.0441, F.S.; prohibiting a county, municipality, or other local governmental entity from adopting or maintaining in effect an ordinance or a rule which has the effect of prohibiting a driver from, or authorizing the issuance of a citation to a driver for, back-in parking a motor vehicle in a parking space located in a parking garage; providing that any such ordinance or rule in effect on a specified date is void; defining the term "back-in parking"; providing an effective date.

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

SB 380—Withdrawn prior to introduction.

By Senator Book—

SB 382—A bill to be entitled An act relating to transportation facility designations; providing honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Brandes and Galvano—

SB 384—A bill to be entitled An act relating to electric vehicles; requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric vehicles make up a certain percentage or more of the total number of vehicles registered in this state; authorizing the commission, in consultation with the Department of Highway Safety and Motor Vehicles, to use certain commercially

available data; requiring the commission, in consultation with the Division of Emergency Management, to make an assessment of transportation infrastructure with respect to emergency evacuations and electric vehicles; specifying requirements for the report; requiring the report to be submitted to the Governor and the Legislature by a certain date; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Garcia and Taddeo—

SB 386—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; revising a provision relating to the maximum delinquency charge that may be charged for consumer finance loans; amending s. 516.36, F.S.; revising a requirement relating to installment repayments for consumer finance loans; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Farmer—

SB 388—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; revising the anchoring limitation areas within the state to include additional specified areas; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Rules.

SB 390—Withdrawn prior to introduction.

By Senator Bracy—

SB 392—A bill to be entitled An act relating to juvenile justice; amending s. 985.556, F.S.; increasing the age of a child at which a state attorney may, or is required to, request a court to transfer the child to adult court for criminal prosecution; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may, or is required to, file an information against the child for prosecution as an adult; making a technical change; reenacting s. 985.15(1), F.S., relating to filing decisions, to incorporate the amendment made to s. 985.556, F.S., in a reference thereto; reenacting ss. 985.265(5) and 985.565(4), F.S., relating to children in adult jails and sentencing alternatives for juveniles prosecuted as adults, respectively, to incorporate the amendments made to ss. 985.556 and 985.557, F.S., in references thereto; reenacting s. 985.26(2)(c), F.S., relating to the length of detention, to incorporate the amendment made to s. 985.557, F.S., in a reference thereto; providing an effective date.

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

By Senator Bracy—

SB 394—A bill to be entitled An act relating to fire safety; amending s. 633.408, F.S.; requiring the Division of State Fire Marshal to establish specified courses as a part of firefighter and volunteer firefighter training and certification; amending s. 633.412, F.S.; revising firefighter certification requirements; amending s. 633.508, F.S.; specifying the division's authority to adopt rules for training related to cancer and mental health risks within the fire service; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Health Policy; and Rules.

By Senators Hukill, Young, and Hutson—

SB 396—A bill to be entitled An act relating to motor vehicle insurance coverage for windshield glass; amending s. 627.7288, F.S.; authorizing a motor vehicle insurance policy providing comprehensive or combined additional coverage to require an inspection of the damaged windshield of a covered motor vehicle before the windshield repair or replacement is authorized by the insurer; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senators Bracy and Campbell—

SR 398—A resolution recognizing the relationship between and shared interests of the people of Taiwan and the United States and supporting these interests, as well as future opportunities for international trade between the two nations.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senator Campbell—

SB 400—A bill to be entitled An act relating to concealed weapons or concealed firearms; amending s. 790.06, F.S.; requiring the Department of Agriculture and Consumer Services to issue a license if, in addition to other specified criteria, the applicant has undergone a mental health evaluation conducted by certain licensed professionals and has been determined to be competent; providing an effective date.

—was referred to the Committees on Health Policy; Commerce and Tourism; and Rules.

By Senator Rouson—

SB 402—A bill to be entitled An act relating to the Pinellas County Construction Licensing Board; amending chapter 75-489, Laws of Florida, as amended; revising the composition of the Pinellas County Construction Licensing Board; revising the terms of the board members; providing for the election and terms of the chair and vice chair; authorizing the board to regulate local licensure and discipline local contractors; authorizing the board to employ personnel and incur expenses; providing that board staff are employees of Pinellas County; providing that the board is a dependent agency of the Board of County Commissioners of Pinellas County; authorizing the Board of County Commissioners to adopt rules; requiring the board to provide an annual report on finances and administrative activities; subjecting the board to periodic audits; requiring members of the board to file financial disclosure statements; specifying the board is eligible for state funding to support its operations during transition to the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

By Senator Grimsley—

SB 404—A bill to be entitled An act relating to state symbols; amending s. 15.0386, F.S.; abrogating the scheduled repeal of the state saltwater reptile designation; amending s. 15.0526, F.S.; abrogating the scheduled repeal of the state horse designation; creating s. 15.0527, F.S.; designating the Florida Cracker Cattle as the official state heritage cattle breed; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Senator Steube—

SB 406—A bill to be entitled An act relating to retirement; amending s. 121.091, F.S.; providing an exception to the reemployment after re-

tirement limitations to authorize a retiree of the Florida Retirement System to be reemployed by an employer under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Flores—

SB 408—A bill to be entitled An act relating to licensure of cardiovascular programs; amending s. 408.0361, F.S.; establishing additional criteria that must be included by the Agency for Health Care Administration in rules relating to adult cardiovascular services at hospitals seeking licensure for a Level I program; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Farmer—

SB 410—A bill to be entitled An act relating to motor vehicle insurance rates; amending s. 627.0651, F.S.; providing that the use of a United States Postal Service zip code or a combination of zip codes as a rating territory for motor vehicle insurance rates is deemed unfairly discriminatory; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Rodriguez—

SB 412—A bill to be entitled An act relating to consumer protection; creating s. 501.172, F.S.; requiring the Department of Agriculture and Consumer Services to operate and maintain a central consumer complaint hotline; requiring the department to establish a toll-free telephone number and a web-based chat function; stating the purpose of the hotline; requiring the department to promote the hotline; specifying the information the department must provide to consumer complainants; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Farmer—

SB 414—A bill to be entitled An act relating to the use of credit information for motor vehicle insurance; amending s. 626.9741, F.S.; revising the purpose of the section; prohibiting insurers from requesting or using credit reports or credit scores of applicants or insureds for underwriting or rating purposes as to personal lines motor vehicle insurance; prohibiting insurers from making adverse decisions against such applicants or insureds based on the applicants' or insureds' credit reports or credit scores; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Thurston—

SB 416—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising applicability of the residency requirement for directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising a limitation on investments by banks in corporations; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Bracy—

SB 418—A bill to be entitled An act relating to criminal justice data collection; providing a short title; providing legislative findings and intent; defining terms; requiring each law enforcement agency to report to the Department of Law Enforcement the number of persons arrested and released without being charged and the race and ethnicity of those persons; requiring each state attorney to report to the department the number of persons against whom formal charges were brought and subsequently dismissed and the race and ethnicity of those persons; requiring each clerk of the circuit court to report to the department the number of persons admitted into programs for diversion from prosecution and the race and ethnicity of those persons; requiring the department to publish such data on its public website; authorizing the department to coordinate and consult with agencies or entities to compile such information; providing for future repeal; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Bracy and Taddeo—

SB 420—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.291, F.S.; revising the composition of judicial nominating commissions; establishing additional restrictions regarding commission members; terminating the terms of commission members as of a specified date; providing for initial appointments and staggered terms for the reconstituted commissions; prohibiting a commission member from serving more than two full terms; providing an exception; requiring appointing authorities to consider certain attributes in making appointments to ensure diversity on commissions; requiring appointing authorities to collect and release certain demographic data regarding commission members and applicants to commissions; specifying circumstances under which a commission member may not vote on a matter and must disclose a conflict; requiring a commission member to complete an educational course after his or her appointment; prescribing minimum requirements for the course; providing an effective date.

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

By Senator Gibson—

SB 422—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; providing legislative findings; creating elder abuse fatality review teams in each judicial circuit housed, for administrative purposes only, in the Department of Elderly Affairs; providing for membership; specifying the duties of the review teams; providing immunity from liability for acts conducted in furtherance of a review team's duties; prohibiting a review team and its members from disclosing certain information; exempting certain information and records acquired by a review team from discovery or introduction into evidence in specified actions or proceedings; providing an exception; prohibiting a person from being required to testify regarding records or information produced or presented during meetings or other activities of a review team; providing an exception; requiring each judicial circuit to organize by public notice the review team's initial meeting; providing requirements for the initial meeting; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gibson—

SB 424—A bill to be entitled An act relating to public records and public meetings; amending s. 415.1103, F.S.; specifying that informa-

tion obtained by an elder abuse fatality review team which is confidential or exempt from public records requirements retains its protected status; providing an exemption from public records requirements for identifying information of an elder abuse victim in records created by a review team; providing an exemption from public meetings requirements for portions of review team meetings at which confidential or exempt information or the identity of an elder abuse victim is discussed; providing for future legislative review and repeal; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Appropriations.

SR 426—Not introduced.

By Senators Thurston and Perry—

SJR 428—A joint resolution proposing an amendment to Section 8 of Article IV of the State Constitution, relating to restoration of civil rights, to authorize the Legislature to prescribe additional circumstances under which certain fines and forfeitures may be suspended or remitted, reprieves may be granted, civil rights may be restored, and punishments may be commuted.

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

By Senators Thurston and Perry—

SB 430—A bill to be entitled An act relating to restoration of civil rights; providing a short title; providing findings and purpose; creating s. 944.294, F.S.; providing for automatic restoration of a former felon's civil rights, other than the right to own, possess, or use firearms, after completion of his or her sentence of incarceration and supervision; providing conditions for and exemptions from automatic restoration; providing for education concerning the civil rights of people who have felony convictions; amending s. 944.292, F.S.; conforming provisions; amending s. 944.705, F.S.; requiring release orientation program instructions to include restoration of civil rights; providing retroactive applicability; providing a contingent effective date.

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

By Senator Lee—

SB 432—A bill to be entitled An act relating to community redevelopment agencies; creating s. 112.327, F.S.; defining terms; prohibiting a person from lobbying a community redevelopment agency until he or she has registered as a lobbyist with that agency; providing registration requirements; requiring an agency to make lobbyist registrations available to the public; requiring a database of currently registered lobbyists and principals to be available on certain websites; requiring a lobbyist to send a written statement to the agency canceling the registration for a principal that he or she no longer represents; authorizing an agency to remove the name of a lobbyist from the list of registered lobbyists under certain circumstances; authorizing an agency to establish an annual lobbyist registration fee, not to exceed a specified amount; requiring an agency to be diligent in ascertaining whether persons required to register have complied, subject to certain requirements; requiring the Commission on Ethics to investigate a lobbyist or principal under certain circumstances, subject to certain requirements; requiring the commission to provide the Governor with a report of its findings and recommendations in such investigations; authorizing the Governor to enforce the commission's findings and recommendations; authorizing community redevelopment agencies to adopt rules to govern the registration of lobbyists; amending s. 112.3142, F.S.; requiring ethics training for community redevelopment agency commissioners; specifying requirements for such training; amending s. 163.340, F.S.; revising the definition of the term "blighted area"; amending s. 163.356, F.S.; revising reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.357, F.S.; requiring, rather than authorizing, a governing body that consists of five members to

appoint two additional persons to act as members of the community redevelopment agency; providing requirements for the additional members; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; revising the list of projects that are prohibited from being financed by increment revenues; requiring community redevelopment agencies to follow certain procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring a community redevelopment agency to publish annual reports and boundary maps on its website; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Opportunity to declare inactive community redevelopment agencies that have reported no financial activity for a specified number of years; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; providing for application; requiring the department to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; effective on a specified date, revising requirements for the use of redevelopment trust fund proceeds; limiting allowed expenditures; revising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide an annual budget to the county commission; revising requirements for use of moneys in the redevelopment trust fund for specific redevelopment projects; revising requirements for the annual audit; requiring the audit to be included with the financial report of the county or municipality that created the community redevelopment agency; amending s. 218.32, F.S.; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide a report to the Department of Economic Opportunity concerning community redevelopment agencies reporting no revenues, expenditures, or debts; amending s. 163.524, F.S.; conforming a cross-reference; making technical changes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senators Passidomo, Book, Young, Hutson, and Campbell—

SB 434—A bill to be entitled An act relating to a neonatal abstinence syndrome pilot project; creating s. 409.9134, F.S.; defining terms; requiring the Agency for Health Care Administration, in consultation with the Department of Children and Families, to establish a pilot project to license one or more facilities in Medicaid Region 8 to treat infants who suffer from neonatal abstinence syndrome in certain circumstances; providing a start and end date for the pilot project, subject to appropriation; requiring the agency, in consultation with the department, to adopt by rule minimum licensure standards for facilities providing care under this section; requiring certain criteria to be included in licensure standards; authorizing the agency to charge an initial licensure fee and a biennial renewal fee; establishing minimum requirements for a facility to obtain licensure and participate in the pilot project; prohibiting a facility licensed under this section from treating an infant for longer than 6 months; requiring background screening of certain facility personnel; subjecting facilities licensed under this section to specific licensing requirements; providing that facilities licensed under this section are not required to obtain a certificate of need; requiring the Department of Health to contract with a state university to study certain components of the pilot project and establish certain baseline data for studies on the neurodevelopmental outcomes of infants with neonatal abstinence syndrome; requiring the Department of Health to report results of the study to specified legislative officials by a certain date; requiring facilities licensed under this section, hospitals meeting certain criteria, and Medicaid managed medical assistance plans to provide financial and medical data to the university under certain conditions; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Galvano and Mayfield—

SB 436—A bill to be entitled An act relating to education; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate with specified educational entities to assess needs for re-

sources and assistance in the event of an emergency situation; providing an effective date.

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

By Senator Lee—

SB 438—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; defining and redefining terms; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; revising applicability of specified provisions of the Florida Insurance Code as to the Office of Insurance Regulation's authority to regulate providers of continuing care and continuing care at-home; amending s. 651.019, F.S.; revising notice and filing requirements for providers and facilities with respect to new and additional financing and refinancing; amending s. 651.021, F.S.; conforming provisions to changes made by the act; amending s. 651.022, F.S.; revising information required in an application for a provisional certificate of authority; specifying requirements for application amendments if material changes occur; revising procedures and requirements for the office's review of such applications; making technical changes; amending s. 651.023, F.S.; revising requirements for an application for a certificate of authority; revising procedures and requirements for the office's review of such applications; conforming provisions to changes made by the act; conforming cross-references; amending s. 651.024, F.S.; providing and revising applicability of certain requirements for a person seeking to acquire or assume a specified role of a provider or seeking specified ownership, possession, or control of a provider's assets; providing applicability of certain requirements for a person seeking to acquire and become the provider for a facility; providing procedures for filing a disclaimer of control; providing construction; creating s. 651.0245, F.S.; prohibiting a person, without the office's prior written approval, from acquiring a facility operating under a subsisting certificate of authority and engaging in the business of providing continuing care; specifying requirements for an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and for the applicant; defining terms; providing standing to the office to petition a specified circuit court under certain circumstances; providing procedures for filing a disclaimer of control; providing construction; requiring and authorizing the Financial Services Commission to adopt, amend, and repeal rules; creating s. 651.0246, F.S.; requiring written approval from the office before construction or marketing for specified expansions of a certificated facility may commence; providing applicability; specifying application requirements; requiring the office to consider certain factors in reviewing such applications; specifying requirements for moneys to be escrowed and for the release of the moneys; defining the term "initial entrance fee"; providing procedures and requirements for the office's review of applications; providing construction; creating s. 651.025, F.S.; prohibiting persons who served in specified capacities with insolvent facilities or providers within a specified timeframe from thereafter serving in such capacities, except under certain circumstances; amending s. 651.026, F.S.; revising requirements for annual reports filed with the office by providers and facilities; amending s. 651.0261, F.S.; revising requirements for quarterly statements filed with the office by providers and facilities; authorizing the office to require, under certain circumstances, providers or facilities to file monthly statements and certain other information; authorizing the commission to adopt rules; amending s. 651.033, F.S.; revising requirements for and restrictions on agents of escrow accounts; revising permissible investments for funds in an escrow account; creating s. 651.034, F.S.; specifying requirements for providers if a company information level event occurs; specifying procedures and requirements for the office's review of provider company information reports; requiring the office to take specified actions if a regulatory action level event occurs; authorizing the office to retain consultants for specified purposes; requiring affected providers or parties directed by the office to bear fees, costs, and expenses for such consultants; requiring and authorizing the office to take certain actions if an impairment occurs; requiring the office to transmit any notice that may result in regulatory action; providing construction; authorizing the commission to adopt rules; authorizing the office to exempt a provider from specified requirements under certain circumstances; amending s. 651.035, F.S.; revising provider minimum liquid reserve requirements under specified circumstances; deleting an obsolete date; authorizing providers to withdraw funds from specified reserves with the office's consent; providing procedures and requirements to request approval for

certain withdrawals; providing procedures and requirements for the office's review of such requests; authorizing the office, under certain circumstances, to order the immediate transfer of funds in the minimum liquid reserve to the custody of the Department of Financial Services; requiring facilities to file annual calculations of their minimum liquid reserves with the office and maintain such reserves beginning at specified periods; creating s. 651.043, F.S.; defining the term "management"; providing requirements for a contract for management; specifying procedures and requirements for providers filing notices of change in management with the office; specifying procedures and requirements for the office's review of such changes; requiring management disapproved by the office to be removed within a specified timeframe; authorizing the office to take certain disciplinary actions; requiring providers to immediately remove management under certain circumstances; amending s. 651.051, F.S.; requiring all provider records and assets to be maintained in this state; requiring the office's prior approval for a certain electronic storage platform; amending s. 651.057, F.S.; conforming a cross-reference; amending s. 651.071, F.S.; revising construction as to the priority of continuing care and continuing care at-home contracts in the event of receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities and providers relating to the availability, distribution, and posting of reports and records; amending s. 651.105, F.S.; providing applicability of a provision of the Insurance Code relating to examinations and investigations to the office's authority in examining certain applicants and providers; authorizing the office to examine certain parents, subsidiaries, or affiliates to ascertain the financial condition of a provider; creating s. 651.1055, F.S.; requiring providers to cooperate with the office; amending s. 651.106, F.S.; authorizing the office to deny an application on certain grounds; revising and adding grounds for application denial or disciplinary action by the office; creating s. 651.1065, F.S.; prohibiting certain persons of a continuing care retirement community, except with the office's written permission, from permitting the retirement community to solicit or accept new continuing care contracts if they knew or should have known that the retirement community was impaired or insolvent; providing a criminal penalty; amending s. 651.111, F.S.; authorizing residents to file complaints that include requests for an inspection of a provider's records and related financial affairs; revising procedures of and requirements for the office's review and response to such complaints; amending s. 651.114, F.S.; authorizing the office to request that a provider make a plan for obtaining compliance or solvency in delinquency proceedings; providing construction; defining the term "impaired"; requiring a provider to provide, within a specified timeframe, a certain notice to residents after the initiation of a delinquency proceeding; providing procedures and requirements for providers in delinquency proceedings; revising conditions under which the office's rights are subordinate to the rights of a trustee or lender pursuant to certain instruments; creating s. 651.1141, F.S.; providing that violations of certain provisions constitute an immediate danger to the public health, safety, or welfare; authorizing the office to issue an immediate final order to cease and desist from such violations; amending s. 651.1151, F.S.; requiring providers to submit to the office certain administrative, vendor, and management contracts; authorizing the office to disapprove such contracts under certain circumstances; deleting an obsolete date; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; providing a criminal penalty for certain actions performed without a valid provisional certificate of authority; making a technical change; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senators Garcia, Bean, Young, Flores, Simpson, Mayfield, Perry, Galvano, Gainer, Passidomo, Taddeo, Campbell, and Gibson—

SB 440—A bill to be entitled An act relating to the Florida Veterans Care program; creating s. 292.17, F.S.; creating the program within the Agency for Health Care Administration; specifying the purpose of the program; authorizing the agency, in consultation with the Department of Veterans' Affairs, to negotiate with federal agencies in order to seek federal funding for the program; providing that eligible participants may enroll in the program to receive certain benefits; prohibiting the use of state funds to support the program; providing that the act does

not affect a person's eligibility for the state Medicaid program; prohibiting the agency and the department from implementing the program without legislative approval; providing an effective date.

—was referred to the Committees on Health Policy; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senators Campbell, Bracy, Garcia, Rodriguez, and Torres—

SM 442—A memorial to the President of the United States, the Secretary of the United States Department of State, and the Secretary of the United States Department of Homeland Security to urge the extension of Haiti's temporary protected status designation for at least 18 months beyond its scheduled January 22, 2018, expiration.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Rules.

By Senator Bean—

SB 444—A bill to be entitled An act relating to pregnancy support services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; providing for subcontractor background screenings under certain circumstances; requiring the contractor to annually survey subcontractors; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner; forbidding the inclusion of faith-based content in informational materials; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gibson—

SB 446—A bill to be entitled An act relating to electrical contractors; amending s. 489.537, F.S.; revising the circumstances under which a municipality or county may require a specified electrical journeyman to be on a worksite; providing an effective date.

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

By Senator Brandes—

SB 448—A bill to be entitled An act relating to the Agency for State Technology; amending s. 282.0041, F.S.; revising definitions of the terms "breach" and "incident"; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the agency in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing the state data center within the agency to extend, up to a specified timeframe, certain service-level agreements; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement for a service-level agreement to provide a certain termination notice to the agency; requiring the state data center to plan, design, and conduct certain testing, if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; reenacting s. 943.0415(2) and (3), F.S., relating to the Cybercrime Office within the Department of Law Enforcement, to incorporate the amendment made to s. 282.0041, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Garcia—

SB 450—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; defining the term “peer specialist”; amending s. 394.4572, F.S.; requiring a specific level of screening for peer specialists working in mental health programs and facilities; amending s. 394.4573, F.S.; specifying that the use of peer specialists for recovery support is an essential element of a coordinated system of behavioral health care; amending s. 397.311, F.S.; defining the term “peer specialist”; amending s. 397.4073, F.S.; conforming a provision to changes made by the act; creating s. 397.417, F.S.; providing legislative findings and intent; providing qualifications and requiring a background screening as a condition of certification for peer specialists; requiring the Department of Children and Families to develop a training program for peer specialists and give preference to trainers who are certified peer specialists; requiring that a peer specialist providing services be supervised by a licensed behavioral health care professional or a licensed behavioral health care agency; requiring the department to certify peer specialists directly or by designating a nonprofit certification organization; requiring a person to pass a competency exam before certification as a peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in the provision of recovery services; requiring all peer specialists to meet the requirements of a background screening as a condition of employment and continued employment; authorizing the department or the Agency for Health Care Administration to require by rule that fingerprints are submitted electronically to the Department of Law Enforcement; authorizing the department or the agency to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying offenses to be considered in the background screening of a peer specialist; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that all peer specialists certified as of the effective date of this act are recognized as having met the requirements of this act; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, and 744.2007, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

SJR 452—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution to increase the period when the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead and to provide an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 454—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the time-frame when the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead; deleting obsolete provisions; conforming provisions to changes made by the act; providing applicability; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stewart—

SB 456—A bill to be entitled An act relating to bump-fire stocks; creating s. 790.34, F.S.; defining the term “bump-fire stock”; prohibiting the importation, transfer, distribution, transport, sale, giving, or possession of a bump-fire stock in this state; creating penalties; authorizing

a person to relinquish a bump-fire stock to a law enforcement agency or the Department of Law Enforcement; requiring a person who does not relinquish a bump-fire stock to destroy the device and render it inoperable; requiring the law enforcement agency or the department to destroy the bump-fire stock; providing applicability; providing an effective date.

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

By Senator Bean—

SB 458—A bill to be entitled An act relating to controlled substance prescribing; amending s. 456.44, F.S.; limiting an initial prescription for a controlled substance that is an opioid to a 7-day supply; limiting a refill or subsequent prescription for a controlled substance that is an opioid to a 30-day supply; providing exceptions to supply limits for certain patients; requiring a prescriber of certain controlled substances to access a patient’s drug history in the prescription drug monitoring program’s database before prescribing the drug and at least every 90 days thereafter if the prescriber continues to treat that condition with any such controlled substances; requiring a health care practitioner who is authorized to prescribe controlled substances to complete a continuing education course as a condition of initial licensure and biennial licensure renewal; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senators Gainer and Broxson—

SB 460—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States who use military tuition assistance; specifying that the student who receives the fee waiver may be reported for state funding purposes; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senators Young, Mayfield, Book, Steube, Montford, Stewart, Perry, Taddeo, Latvala, Rouson, and Campbell—

SB 462—A bill to be entitled An act relating to advanced well stimulation treatment; amending s. 377.19, F.S.; defining the term “advanced well stimulation treatment”; conforming a cross-reference; creating s. 377.2405, F.S.; prohibiting the performance of advanced well stimulation treatments; clarifying that permits for drilling or operating a well do not authorize the performance of advanced well stimulation treatments; providing applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

SB 464—Withdrawn prior to introduction.

By Senator Bracy—

SB 466—A bill to be entitled An act relating to presentencing information; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study on the presentencing information provided to judges in this state and the manner by which that information is provided; requiring OPPAGA to examine alternative means of providing such information; requiring the Department of Corrections and the Office of the State Courts Administrator, upon request, to assist OPPAGA with the study; requiring OPPAGA, on or before a certain date, to submit a report to the Governor and the Legislature; providing an effective date.

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

By Senator Baxley—

SB 468—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Ronald Reagan license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stargel—

SB 470—A bill to be entitled An act relating to temporary employment or appointment of officers; amending s. 943.10, F.S.; defining the term “special operations forces”; amending s. 943.131, F.S.; requiring an employing agency or criminal justice selection center to verify and document that certain applicants have served in the special operations forces and completed certain training if they seek an exemption from a basic recruit training program approved by the Criminal Justice Standards and Training Commission; requiring the employing agency or selection center to submit the documentation to the commission; re-enacting ss. 626.989(7), 943.13(9), 943.133(1) and (6), and 943.1395(3), (9), and (10), F.S., relating to investigations by the Division of Investigative and Forensic Services, officers’ minimum qualifications for employment or appointment, the responsibilities of certain employing entities, and certification for certain employment or appointment, respectively, to incorporate the amendment made to s. 943.131, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Thurston, Book, and Taddeo—

SB 472—A bill to be entitled An act relating to the National Statuary Hall; requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune; providing that the act is an official request to the Joint Committee on the Library of Congress; requiring the Department of State to deliver copies of the act to certain persons on the act’s effective date; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By Senator Brandes—

SB 474—A bill to be entitled An act relating to physician orders for life-sustaining treatment; creating s. 401.451, F.S.; establishing the Physician Orders for Life-Sustaining Treatment (POLST) Program within the Department of Health; defining terms; providing duties of the department; providing requirements for POLST forms; providing a restriction on the use of POLST forms; requiring periodic review of POLST forms; providing for the revocation of POLST forms under certain circumstances; authorizing expedited judicial intervention under certain circumstances; specifying which document takes precedence when directives in POLST forms conflict with other advance directives; providing limited immunity for legal representatives and specified health care providers acting in good faith in reliance on POLST forms; specifying additional requirements for POLST forms executed on behalf of minor patients under certain circumstances; requiring the review of a POLST form upon the transfer of a patient; prohibiting POLST forms from being required as a condition for treatment or admission to health care facilities; providing that the presence or absence of POLST forms does not affect, impair, or modify certain insurance contracts; declaring a POLST form invalid if it is executed in exchange for payment or other remuneration; providing construction; creating s. 408.064, F.S.; defin-

ing terms; requiring the Agency for Health Care Administration to establish and maintain a database of compassionate and palliative care plans by a specified date; providing duties of the agency; authorizing the agency to subscribe to or participate in a public or private clearinghouse in lieu of establishing and maintaining an independent database; amending ss. 400.142 and 400.487, F.S.; authorizing specified personnel to withhold or withdraw cardiopulmonary resuscitation if presented with a POLST form that contains an order not to resuscitate the patient; providing immunity from criminal prosecution or civil liability to such personnel for such actions; providing that the absence of a POLST form does not preclude physicians or home health agency personnel from withholding or withdrawing cardiopulmonary resuscitation under certain conditions; amending s. 400.605, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, to adopt by rule procedures for the implementation of POLST forms in hospice care; amending s. 400.6095, F.S.; authorizing hospice care teams to withhold or withdraw cardiopulmonary resuscitation if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to hospice staff for such actions; providing that the absence of a POLST form does not preclude physicians from withholding or withdrawing cardiopulmonary resuscitation; amending s. 401.35, F.S.; requiring the Department of Health to establish circumstances and procedures for honoring certain POLST forms; amending s. 401.45, F.S.; authorizing emergency medical personnel to withhold or withdraw cardiopulmonary resuscitation or other medical interventions if presented with POLST forms that contain an order not to resuscitate; amending s. 429.255, F.S.; authorizing assisted living facility personnel to withhold or withdraw cardiopulmonary resuscitation or the use of an automated external defibrillator if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to facility staff and facilities for such actions; providing that the absence of a POLST form does not preclude physicians from withholding or withdrawing cardiopulmonary resuscitation or the use of an automated external defibrillator; amending s. 429.73, F.S.; requiring the Department of Elderly Affairs to adopt rules for the implementation of POLST forms in adult family-care homes; authorizing providers of such homes to withhold or withdraw cardiopulmonary resuscitation if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to providers for such actions; amending s. 456.072, F.S.; authorizing certain licensees to withhold or withdraw cardiopulmonary resuscitation or the use of an automated external defibrillator if presented with orders not to resuscitate or POLST forms that contain an order not to resuscitate; requiring the Department of Health to adopt rules providing for the implementation of such orders; providing immunity from criminal prosecution or civil liability to licensees for withholding or withdrawing cardiopulmonary resuscitation or the use of an automated external defibrillator or for carrying out specified orders under certain circumstances; providing that the absence of a POLST form does not preclude a licensee from withholding or withdrawing cardiopulmonary resuscitation or the use of an automated external defibrillator under certain conditions; amending s. 765.205, F.S.; requiring health care surrogates to provide written consent for POLST forms under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

SB 476—A bill to be entitled An act relating to public records; creating s. 408.0641, F.S.; creating an exemption from public records for personal identifying information in compassionate and palliative care plans filed with the Clearinghouse for Compassionate and Palliative Care Plans managed by the Agency for Health Care Administration or its designee; authorizing the disclosure of such information to certain entities and individuals; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Hukill—

SB 478—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust and its terms be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of trust documents to include posting on a secure electronic account or website; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing construction; providing applicability; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; authorizing the second trust to retain, omit, or create or modify specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; authorizing the class of permissible appointees to the second trust to differ from the class identified in the first trust under certain circumstances; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power of appointment by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant specified powers under certain circumstances; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if the interest is subject to specified rules of the Internal Revenue Code; authorizing the exercise of power to invade a trust’s principal to apply to a second trust created or administered under the law of any jurisdiction; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing retroactive application; providing effective dates.

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

By Senator Stargel—

SR 480—A resolution recognizing the public health crisis created by pornography.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

By Senators Bracy and Rouson—

SB 482—A bill to be entitled An act relating to driving while a driver license or driving privilege is canceled, suspended, or revoked; amending s. 322.34, F.S.; repealing a felony offense for a third or subsequent conviction for driving while a driver license or driving privilege is canceled, suspended, or revoked; providing that such a conviction is a misdemeanor offense; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Bradley—

SB 484—A bill to be entitled An act relating to sentencing; creating s. 950.021, F.S.; authorizing a court to sentence certain offenders to a county jail for up to 24 months if the county has a contract with the Department of Corrections; prohibiting an offender from receiving gain-time or other sentence credit that would result in the offender serving less than 85 percent of the offender’s sentence; providing contractual requirements; requiring specific appropriations; providing for such appropriations; requiring validation of per diem rates; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Stewart, Bracy, Torres, Farmer, Book, Taddeo, and Powell—

SB 486—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring vehicles used by child care facilities and large family child care homes to be equipped with a reliable alarm system that prompts the driver to inspect the vehicle for children before exiting the vehicle; requiring the Department of Children and Families to adopt by rule minimum safety standards and maintain a list of approved alarm systems; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Transportation; and Rules.

By Senator Grimsley—

SB 488—A bill to be entitled An act relating to emergency medical services; amending s. 401.23, F.S.; defining the terms “advanced life support nontransport services” and “emergency”; amending s. 401.25, F.S.; exempting certain governmental entities from the requirement to obtain a certificate of public convenience and necessity to provide certain emergency services under specified conditions; providing applicability; amending ss. 14.33, 125.01045, 166.0446, 252.515, 395.1027, 401.245, and 401.27, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Rules.

SB 490—Withdrawn prior to introduction.

By Senator Garcia—

SB 492—A bill to be entitled An act relating to the provision of pharmaceutical services; creating ss. 627.6442 and 627.6572, F.S.; defining terms; prohibiting certain health insurance policies from requiring insureds to obtain certain prescription drugs exclusively from mail order pharmacies for the treatment of specified chronic illnesses; providing that such insureds who elect to use retail pharmacies may not be required to pay copayments or satisfy other conditions under certain circumstances; requiring certain health insurers to include specified disclosures in their outlines of coverage regarding such prescription drugs; providing applicability; amending s. 641.31, F.S.; defining terms; prohibiting certain health maintenance contracts from requiring subscribers to obtain certain prescription drugs exclusively from mail order pharmacies for the treatment of specified chronic illnesses; providing that such subscribers who elect to use retail pharmacies may not be required to pay copayments or satisfy other conditions under certain circumstances; requiring certain health maintenance organizations to include specified disclosures in their outlines of coverage regarding such prescription drugs; providing applicability; providing an effective date.

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

By Senator Lee—

SB 494—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Community Affairs.

By Senator Baxley—

SB 496—A bill to be entitled An act relating to out-of-school suspension; amending s. 1002.20, F.S.; authorizing a parent to give public testimony regarding a district school board’s suspension policy at a specified meeting; amending s. 1006.07, F.S.; requiring a district school board to review its rules authorizing suspension during a specified timeframe at a district school board meeting; requiring the board to take public testimony at the meeting; providing that the rules expire under certain circumstances; providing an effective date.

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

By Senator Garcia—

SB 498—A bill to be entitled An act relating to the Office of Public and Professional Guardians direct-support organization; amending s. 744.2105, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established under the Office of Public and Professional Guardians within the Department of Elderly Affairs; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Garcia—

SB 500—A bill to be entitled An act relating to senior advocates; creating s. 744.2113, F.S.; establishing the Senior Advocate Program in the Office of Public and Professional Guardians within the Department of Elderly Affairs; providing the purpose of the program; specifying persons and entities that senior advocates may collaborate with in order to resolve concerns regarding vulnerable seniors and improve their quality of life; authorizing the department secretary to appoint senior advocates to advocate for certain seniors; providing requirements for senior advocates; requiring the department to recruit and train senior advocates in each of the department’s service areas; requiring agencies to allow the senior advocate to inspect and copy records related to the senior; requiring the senior advocate to maintain the confidential or exempt status of any records shared by an agency; authorizing a person or certain organizations to allow the senior advocate to inspect and copy any records related to the best interests of the senior; specifying the records that are included within the definition of the term “records related to the best interests of the senior”; authorizing a senior advocate to enter any long-term care facility without notice or first obtaining a

warrant; providing an appropriation, positions, and salary rate to the department to implement the program; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Stargel—

SB 502—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2018 version of the Internal Revenue Code; providing retroactive operation; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Perry—

SB 504—A bill to be entitled An act relating to autocycles; amending s. 316.003, F.S.; defining the term “autocycle”; revising the definition of the term “motorcycle”; conforming a cross-reference; amending s. 316.614, F.S.; requiring safety belt or, if applicable, child restraint usage by an operator or passenger of an autocycle; amending s. 320.01, F.S.; including an autocycle in the definition of the term “motorcycle”; amending s. 322.03, F.S.; authorizing a person to operate an autocycle without a motorcycle endorsement; amending s. 322.12, F.S.; providing applicability; amending ss. 212.05, 316.303, 320.08, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SJR 506—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to provide for the election of the Secretary of State and his or her inclusion as a member of the Cabinet.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Rouson—

SB 508—A bill to be entitled An act relating to public assistance; amending s. 39.5085, F.S.; clarifying requirements related to the Relative Caregiver Program; amending s. 402.82, F.S.; requiring the Department of Children and Families to impose a replacement fee for electronic benefits transfer cards under certain circumstances; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to submit in a detailed annual report certain information on individuals subject to mandatory work requirements who receive temporary cash or food assistance; amending s. 445.024, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop a work plan agreement for each individual participant in the temporary cash assistance program; requiring the plan to identify expectations, sanctions, and penalties for noncompliance with work requirements; requiring the Department of Economic Opportunity to work with program participants in developing strategies to overcome obstacles to compliance with work activity requirements; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study; providing study requirements; providing legislative intent; requiring OPPAGA to submit a report by a certain date to the Governor and the Legislature; providing legislative findings; creating the TANF Re-employment Pilot Program in Pinellas County; providing the administration of the program; providing the purpose of the program; providing an appropriation; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Commerce and Tourism; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Young—

SB 510—A bill to be entitled An act relating to health care practitioners; creating s. 456.0495, F.S.; requiring a health care practitioner to report certain adverse incidents to the Department of Health within a certain period; requiring the department to adopt rules establishing guidelines for reporting specified adverse incidents; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Young—

SB 512—A bill to be entitled An act relating to homestead waivers; creating s. 732.7025, F.S.; providing language that may be used to waive spousal homestead rights concerning devise restrictions; providing an effective date.

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

By Senator Young—

SB 514—A bill to be entitled An act relating to transplant of human tissue; amending s. 381.0041, F.S.; requiring an institution or physician responsible for transplanting an organ or an allograft, or for artificial insemination, to warn the recipient as to the risks of contracting Zika virus; providing an exception to the warning requirement for an organ or allograft that has been virally inactivated; defining the term “virally inactivated”; providing an effective date.

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

By Senator Mayfield—

SB 516—A bill to be entitled An act relating to duty to provide emergency assistance; creating s. 877.28, F.S.; defining the term “endangered person”; requiring a person at the scene of an emergency to provide reasonable assistance to an endangered person; providing a criminal penalty; providing increased criminal penalties under certain circumstances; requiring a court to impose community service; providing immunity from liability for providing reasonable assistance; providing construction; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations; and Rules.

By Senator Bean—

SB 518—A bill to be entitled An act relating to motor vehicle insurance coverage exclusions; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending ss. 324.151, 627.736, and 627.7407, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senators Young and Campbell—

SB 520—A bill to be entitled An act relating to optometrists; amending s. 463.006, F.S.; revising the requirements that applicants must meet in order to qualify to take optometric licensure and certi-

cation examinations; clarifying interpretation of the authority of the Board of Optometry to offer a practical examination in addition to a written examination; specifying that applicants must graduate from an accredited school or college of optometry in order to obtain a license and practice as optometrists; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Bean—

SB 522—A bill to be entitled An act relating to incarcerated parents; creating s. 39.6021, F.S.; requiring the Department of Children and Families to obtain specified information from a facility where a parent is incarcerated under certain circumstances; providing an exception; requiring that a parent who is incarcerated be included in case planning and provided with a copy of the case plan; providing requirements for case plans; specifying that the incarcerated parent is responsible for complying with facility procedures and policies to access services or maintain contact with his or her children as provided in the case plan; requiring the parties to the case plan to move to amend the case plan if a parent becomes incarcerated after a case plan has been developed and the parent's incarceration has an impact on permanency for the child; requiring that the case plan include certain information if the incarcerated parent is released before it expires; requiring the department to include certain information in the case plan if the incarcerated parent does not participate in its preparation; providing construction; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senator Brandes—

SB 524—A bill to be entitled An act relating to the influenza virus and streptococcal infections; amending s. 465.003, F.S.; expanding the definition of the term “practice of the profession of pharmacy” to include testing for and treating the influenza virus and streptococcal infections; creating s. 465.1895, F.S.; authorizing pharmacists to test for and treat the influenza virus and streptococcal infections within the framework of an established written protocol under a supervising physician under certain conditions; requiring a pharmacist testing for and treating the influenza virus and streptococcal infections to maintain patient records using certain standards and for a specified time; prohibiting a person from interfering with a supervising physician's decision to enter into a protocol; prohibiting a pharmacist from performing a protocol while acting as a pharmacy employee without the written approval of the pharmacy owner; requiring a pharmacist seeking to test for and treat the influenza virus and streptococcal infections to obtain certification through a certification program approved by the Board of Pharmacy in consultation with the Board of Medicine and the Board of Osteopathic Medicine; providing criteria for certification programs; authorizing the Board of Pharmacy to adopt rules establishing the requirements for a protocol; requiring that the protocol be in writing and contain certain information, terms, and conditions; requiring that pharmacists authorized to test for and treat the influenza virus and streptococcal infections provide their supervising physician with evidence of current certification by the board; requiring a supervising physician to review the pharmacist's actions; requiring a pharmacist to submit his or her protocol to the board; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Brandes and Bracy—

SB 526—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the Division of Florida Condominiums, Timeshares, and Mobile Homes to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045,

F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the Department of Business and Professional Regulation; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms “restricted barber” and “restricted barbering”; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; revising a definition; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; revising definitions; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations; and Rules.

By Senators Stargel and Lee—

SB 528—A bill to be entitled An act relating to health insurance coverage for enteral formulas; amending s. 627.42395, F.S.; revising criteria for the required coverage of enteral formulas under specified health insurance policies; requiring the state group insurance program to provide coverage for certain enteral formulas and amino-acid-based elemental formulas; specifying a limitation of such coverage by the state group insurance program; providing for future expiration; making technical changes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Gibson—

SB 530—A bill to be entitled An act relating to risk protection orders; providing intent; providing a short title; creating s. 790.401, F.S.; providing definitions; authorizing risk protection orders to prevent persons who are at high risk of harming themselves or others from accessing firearms; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for filing of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing for service; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for such orders; providing for ex parte orders in certain circumstances; providing for service of orders; providing for termination or renewal of an order; providing for the surrender and storage of firearms after issuance of such an order; requiring law enforcement agencies to develop certain policies and procedures by a certain date; providing for return of firearms upon termination of an order; requiring the reporting of such an order to specified agencies; requiring the termination of a license to carry a concealed weapon or firearm that is held by a person subject to such an order; prohibiting a person from knowingly filing a petition for such an order which contains materially false or misleading statements; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; prohibiting persons convicted of violating such an order from possessing a firearm for a specified period; providing construction; providing that provisions do not create liability for certain acts or omissions; requiring development and distribution of certain instructional and informational material; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Lee—

SB 532—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S., and reenacting subsection (3), relating to a public records exemption for information regarding voters and voter registration; providing an exemption from public records requirements for information concerning preregistered voter registration applicants who are minors; providing for future legislative review and repeal; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senators Grimsley and Mayfield—

SB 534—A bill to be entitled An act relating to the regulation of pharmacy benefits managers; amending s. 465.1862, F.S.; deleting an obsolete cross-reference; defining the term “health insurance plan”; amending s. 626.88, F.S.; redefining the term “administrator” to include pharmacy benefits managers; making technical changes; providing an effective date.

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

By Senator Passidomo—

SB 536—A bill to be entitled An act relating to limitations of actions other than for the recovery of real property; amending s. 95.11, F.S.; authorizing the commencement, within a specified timeframe, of counterclaims, cross-claims, and third-party claims that arise out of the same transaction or occurrence and are the basis for an action previously brought; providing that the correction of defects and deficiencies or the performance of certain types of work do not extend the period of time within which an action must be commenced; providing an effective date.

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

By Senator Garcia—

SB 538—A bill to be entitled An act relating to state and local governmental relations with the government of Venezuela; amending s. 215.471, F.S.; requiring the State Board of Administration to divest investments, and prohibiting it from investment, in any institution or company or subsidiary of a company domiciled in the United States which does business in or with the government of Venezuela or its agencies or instrumentalities in violation of federal law; defining the term “government of Venezuela”; authorizing the Governor to waive such requirements under certain circumstances; prohibiting the State Board of Administration from voting on any proxy resolution advocating expanded United States trade with the government of Venezuela; amending s. 215.472, F.S.; prohibiting state agencies from investing in any financial institution or company or foreign subsidiary of a company domiciled in the United States which engages in specified transactions with the government of Venezuela or certain companies in violation of federal law; defining the term “government of Venezuela”; authorizing the Governor to waive such prohibition under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hukill—

SB 540—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the state board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the state board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the state board on a specified date; requiring the state board to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges; assigning the state board to, and administratively housing the state board within, the department; providing the personnel for and powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Community Colleges or Florida Community College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term “state officer” to include certain Florida Community College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the Chancellor of the Florida Community College System, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt the Florida Community College System from certain provisions; deleting duties of the State Board of Education regarding the Florida College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt the Florida Community College System from certain powers and duties; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department’s duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain courses and programs;

amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the state board to coordinate with the State Board of Education; requiring the state board, in collaboration with the State Board of Education, to adopt specified definitions by rule; amending ss. 1001.61, 1001.64, and 1001.65, F.S.; conforming provisions to changes made by the act; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida Community College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida Community College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified charter technical career centers from offering certain courses and programs; providing for rulemaking; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the state board; requiring the state board to collaborate with the Office of K-20 Articulation to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees’ policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities, to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending s. 1004.67, F.S.; conforming provisions to changes made by the act; amending s. 1004.70, F.S.; revising requirements for appointments to the board of directors; prohibiting a community college board of trustees from authorizing a Florida Community College System institution direct-support organization to use personal services and state funds for travel expenses after a specified date; deleting an exception to the prohibition on gifts to a political committee from a Florida Community College System institution direct-support organization; conforming provisions to changes made by the act; amending s. 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges to collaborate with the State Board of Education to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department’s accountability for career education; requiring the department and the State Board of Community Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Community Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include rules adopted by the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act;

amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of for violations of certain rules of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution and each state university to execute at least one “2+2” targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers in executing the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, and 1007.265, F.S.; conforming provisions to changes made by the act; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring that a baccalaureate degree program be terminated under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions and within the Florida Community College System; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; providing that certain state universities may continue to provide developmental education instruction; establishing the Supporting Students for Academic Success Program; providing the purpose, requirements, funding, and reporting requirements of the program; amending s. 1008.31, F.S.; revising the legislative intent of Florida’s K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; revising department responsibilities associated with the system of educational accountability to include duties for the State Board of Community Colleges; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintenance of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified fi-

nancial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System boards of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges on legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; providing a directive to the Division of Law Revision and Information; providing effective dates.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Rodriguez—

SB 542—A bill to be entitled An act relating to public financing of construction projects; creating s. 161.551, F.S.; defining terms; prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to develop by rule standards for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions; requiring the department to enforce certain requirements and to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Brandes—

SB 544—A bill to be entitled An act relating to procurement procedures; amending s. 120.57, F.S.; specifying the applicability of procedures for the resolution of protests arising from the contract solicitation

or award process for certain procurements by specified transportation, expressway, and bridge authorities; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Garcia—

SB 546—A bill to be entitled An act relating to transmission of disease through bodily fluids; providing a short title; amending s. 381.0041, F.S.; providing an exception to allow the donation of blood, plasma, organs, skin, or other human tissue by certain persons when deemed medically appropriate by a licensed physician; reclassifying a criminal offense relating to such donations; amending s. 384.23, F.S.; defining the terms “sexual conduct” and “substantial risk of transmission”; amending s. 384.24, F.S.; expanding the scope of unlawful acts by a person infected with a sexually transmissible disease; expanding the list of sexually transmissible diseases to include human immunodeficiency virus infections; specifying that a certain act is unlawful if the person committing the offense acts with the intent to transmit a specified disease, engages in conduct that poses a substantial risk of transmission of that disease to another person who is unaware that the person who transmits the disease is a carrier of the disease, and actually transmits the disease; providing that certain actions are not sufficient to establish intent on the part of the person who transmits the disease; defining the term “behavioral recommendations”; amending s. 384.34, F.S.; reclassifying specified criminal offenses; eliminating a fine for specified rule violations; amending ss. 775.0877 and 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

By Senator Campbell—

SB 548—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (89), F.S., relating to the definitions of “local hearing officer” and “traffic infraction detector,” respectively; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors and that cap fines and provide for the deposit and use of fines, and the distribution of specified penalties, respectively; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to a required notification; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Broxson and Rouson—

SR 550—A resolution supporting an extension of the current moratorium on drilling in the Gulf of Mexico east of the Military Mission Line.

—was referred to the Committees on Environmental Preservation and Conservation; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

SB 552—Withdrawn prior to introduction.

By Senator Stewart—

SB 554—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Orlando United license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Orlando United license plate; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stewart—

SB 556—A bill to be entitled An act relating to emergency medical air transportation services; creating s. 401.2515, F.S.; providing a short title; providing definitions; directing the Department of Health to establish the Emergency Medical Air Transportation Act Account within the Emergency Medical Services Trust Fund; requiring the department to use the moneys in such account for specified purposes; providing duties of the director of the Division of Emergency Preparedness and Community Support; providing conditions for the department to increase Florida Medicaid reimbursement payments to emergency medical air transportation services providers; amending ss. 318.18 and 318.21, F.S.; requiring an additional penalty to be imposed for certain moving violations; providing for distribution and use of the moneys received; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Campbell—

SB 558—A bill to be entitled An act relating to emergency power for health care facilities; creating s. 408.822, F.S.; requiring certain health care facilities to have an operational generator and a supply of fuel which meet certain criteria by a specified date; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Steube—

SB 560—A bill to be entitled An act relating to public meetings and records; amending s. 286.011, F.S.; expanding an exemption from public meetings requirements to allow specified entities to meet in private with an attorney to discuss imminent litigation if certain conditions are met; requiring the entity’s attorney to identify the name of the potential claimant or litigant at a public meeting; requiring the transcript of a private meeting concerning imminent litigation to be made public upon the occurrence of a certain circumstance; specifying when litigation is considered imminent; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Mayfield—

SB 562—A bill to be entitled An act relating to regulation of smoking; amending s. 386.209, F.S.; authorizing municipalities and counties to further restrict smoking within the boundaries of certain public parks; providing an effective date.

—was referred to the Committees on Community Affairs; Health Policy; and Rules.

By Senator Young—

SB 564—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; providing that parents seeking an individual education plan reevaluation may request a specified meeting and evaluation from the school district; specifying that a school district may change a student's matrix of services as a result of an individual education plan reevaluation; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

By Senator Young—

SB 566—A bill to be entitled An act relating to unlawful detention by a transient occupant; amending s. 82.045, F.S.; revising factors that establish a person as a transient occupant of residential property; specifying circumstances when a transient occupancy terminates; providing that a transient occupancy is not extended by the presence of personal belongings of a former transient occupant; requiring the party entitled to possession of a dwelling to allow a former transient occupant to recover personal belongings at certain reasonable times and under reasonable conditions; authorizing a party entitled to possession of the dwelling, under certain circumstances, to impose additional conditions on access to the dwelling or personal belongings; providing a presumption of when a former transient occupant has abandoned his or her personal belongings; specifying a reasonable time to recover personal belongings and circumstances that may extend or shorten the time; authorizing a former transient occupant, under certain circumstances, to bring a civil action for damages or recovery of personal belongings; requiring a court to award the prevailing party reasonable attorney fees and costs; providing construction; providing an effective date.

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

By Senator Young—

SB 568—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term "telephonic sales call" to include voicemail transmissions; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senator Bracy—

SB 570—A bill to be entitled An act relating to sentencing; amending s. 921.0024, F.S.; revising the computation of the lowest permissible sentence under the Criminal Punishment Code; reenacting ss. 775.082(10), 921.00241(1), 921.0026(1) and (2)(m), 921.00265(1), 924.06(1)(e), 948.01(7) and (8), 948.06(2)(i) and (j) and (8)(b), and 948.20(1), F.S., relating to penalties, prison diversion programs, mitigating circumstances, recommended sentences, appeals by defendants, placement on probation or community control, violations of probation and community control, and drug offender probation, respectively, to incorporate the amendment made to s. 921.0024, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Mayfield and Gainer—

SB 572—A bill to be entitled An act relating to high-speed passenger rail; creating s. 341.601, F.S.; providing a short title; creating s. 341.602, F.S.; providing definitions; creating s. 341.603, F.S.; providing legislative intent; creating s. 341.604, F.S.; providing applicability; creating s. 341.605, F.S.; providing powers and duties of the Florida Department of

Transportation; authorizing the department to regulate railroads where that authority is not federally preempted; authorizing the department to collect information from relevant parties; requiring the department to keep certain records; requiring the department to adopt rules; creating s. 341.606, F.S.; requiring the Florida Division of Emergency Management to offer, under certain circumstances, the local communities and local emergency services located along the rail corridor training specifically designed to help them respond to an accident involving rail passengers or hazardous materials; creating s. 341.607, F.S.; providing reporting requirements for certain railroad companies; requiring the department to publish certain information on its website; requiring the department, in coordination with the Federal Railroad Administration and other necessary entities, to develop certain rules; specifying that reporting requirements are for informational purposes only and are not to be used to economically regulate a railroad company; creating s. 341.608, F.S.; specifying minimum safety standards for a high-speed passenger rail system; requiring certain railroad companies to comply with certain federal laws and regulations; specifying safety equipment and technology requirements for certain railroad companies; requiring certain railroad companies to meet specified requirements before operating a high-speed passenger rail system; creating s. 341.609, F.S.; requiring construction, maintenance, and repair of certain infrastructure by certain railroad companies; specifying requirements for certain railroad modifications; providing for construction; creating s. 341.6101, F.S.; requiring the department's railroad inspectors, in accordance with a specified program, to meet certain certification requirements and to coordinate their activities with those of federal inspectors in the state in compliance with certain federal regulations; requiring the inspectors to report the results of their inspections, subject to certain requirements; requiring the reports to be made available on the department's website unless they are deemed confidential; creating s. 341.611, F.S.; requiring the department to adopt rules that identify standards for it to conduct field surveys of certain rail corridors; providing requirements for the field surveys; requiring the department to hold certain public meetings; requiring certain railroad companies to construct and maintain fences under certain circumstances; providing fencing requirements; providing that a railroad company operating a high-speed passenger rail system is liable for all damages arising from its failure to construct or maintain the fence, under certain circumstances; creating s. 341.612, F.S.; requiring a railroad company operating a high-speed passenger rail system to be solely responsible for certain maintenance, improvement, and upgrade costs; specifying that a governmental entity is not responsible for any costs associated with the maintenance and improvements necessary to operate a high-speed passenger rail system unless the governmental entity expressly consents in writing; providing construction; creating s. 341.613, F.S.; establishing jurisdiction for the state to enforce specified provisions; requiring penalties for violations of specified provisions to be imposed upon the railroad company that commits such violations; creating s. 341.614, F.S.; providing severability; providing an effective date.

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

By Senator Steube—

SB 574—A bill to be entitled An act relating to tree and timber trimming, removal, and harvesting; creating s. 589.37, F.S.; preempting to the state the regulation of the trimming, removal, or harvesting of trees and timber on private property; prohibiting certain local governmental actions relating to the trimming or removal of trees or timber; prohibiting local governments from prohibiting the burial of vegetative debris on certain properties; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation and Conservation; and Rules.

By Senators Baxley, Perry, Stewart, and Broxson—

SB 576—A bill to be entitled An act relating to adoptee birth certificates; creating s. 382.0155, F.S.; defining a term; requiring the Department of Health to issue a noncertified copy of an original birth certificate to certain adoptees under certain conditions; requiring the department to develop certain forms and make such forms available to birth parents; requiring the department to maintain a birth parent's

contact preference and medical history form; requiring the department to maintain certain statistics on its website; providing construction; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Thurston—

SB 578—A bill to be entitled An act relating to electronic health records; amending s. 408.051, F.S.; requiring a contracted vendor to release certain electronic health care records to another vendor selected by the health care provider within a specified timeframe; requiring a contract between a vendor and a health care provider to include a certain provision related to the payment of liquidated damages; providing that a vendor that fails to transfer designated electronic health records within the required timeframe is liable under the provisions of such contract; providing an effective date.

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

By Senator Rader—

SJR 580—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to delete a provision authorizing laws that regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship.

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

By Senator Rader—

SB 582—A bill to be entitled An act relating to write-in candidate qualifying; repealing s. 99.0615, F.S., relating to write-in candidate residency requirements; repealing a requirement that all write-in candidates must reside within the district represented by the office sought at the time of qualification; providing an effective date.

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

SR 584—Not introduced.

By Senators Rader, Taddeo, and Book—

SB 586—A bill to be entitled An act relating to instructional personnel salaries; creating s. 1012.052, F.S.; providing a short title; requiring the Legislature to fund the Florida Education Finance Program at a level that ensures certain schedules guarantee a minimum annual starting salary for instructional personnel; specifying a statewide minimum salary for all instructional personnel for the 2018-2019 fiscal year; requiring the Department of Education to annually calculate an adjusted statewide minimum annual starting salary; providing requirements for calculating the adjustment; requiring district school boards to adjust the statewide minimum annual starting salary, as determined by the department, by applying the district cost differentials; specifying that the adjustment may not reduce a district's minimum annual starting salary below the statewide minimum annual starting salary; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

By Senator Rader—

SB 588—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include prejudice based on the gender or gender identity of the victim; defining the term “gender identity”; amending s. 775.0863, F.S.; expanding grounds for reclassification of

crimes to include prejudice based on a disability of the victim; redefining the term “disability”; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code and the offense severity ranking chart, to incorporate the amendments made to ss. 775.085 and 775.0863, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senators Garcia and Campbell—

SB 590—A bill to be entitled An act relating to kinship care; creating s. 39.4015, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Children and Families, in collaboration with sheriffs' offices that conduct child protective investigations and community-based care lead agencies, to develop a statewide family finding program; requiring the implementation of family finding before a specified date; requiring the department and community-based care lead agencies to document strategies taken to engage relatives and kin; providing strategies to engage relatives and kin; requiring the department and community-based care lead agencies to use diligent efforts in family finding; providing that a basic computer search using the Internet or an attempt to contact known relatives at a last known address or telephone number is insufficient; requiring determinations by the court; requiring the department to adopt rules; amending s. 39.5085, F.S.; providing legislative findings and intent; defining terms; requiring the department to provide financial assistance for kinship caregivers who meet certain requirements; providing eligibility requirements for such financial assistance; providing that children living with caregivers who are receiving financial assistance are eligible for Medicaid coverage; providing the purpose of a kinship navigator program; requiring each community-based care lead agency to establish a kinship navigator program by a certain date; providing requirements for programs; requiring the department to adopt rules; amending s. 39.604, F.S.; revising legislative findings and intent; revising attendance and reporting requirements for children enrolled in early education or child care programs; amending s. 414.045, F.S.; conforming a provision to changes made by the act; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bracy—

SB 592—A bill to be entitled An act relating to law enforcement practices; creating s. 316.651, F.S.; requiring a law enforcement officer or traffic enforcement officer who issues a traffic citation during a traffic stop to record certain information on the citation; requiring law enforcement agencies to provide such information to the Department of Highway Safety and Motor Vehicles; requiring the department to report such information to the Governor and Legislature and make such information available on its website; amending s. 316.614, F.S.; conforming provisions to changes made by the act; creating s. 943.1714, F.S.; defining the term “racial profiling”; prohibiting a law enforcement officer from engaging in racial profiling in the performance of official duties; requiring law enforcement agencies to adopt policies to prohibit racial profiling; providing an effective date.

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

By Senator Stewart—

SB 594—A bill to be entitled An act relating to discrimination in labor and employment; creating the “Senator Helen Gordon Davis Fair Pay Protection Act”; amending s. 448.07, F.S.; providing definitions; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex; providing exceptions; revising applicability; providing civil penalties; providing an exemption; amending s. 448.102, F.S.; prohibiting an employer from taking certain employment actions against employees; creating s. 448.111, F.S.; prohibiting an employer from engaging in certain activities relating to employee wages and benefits or requiring employees to sign certain

waivers and documents; providing applicability; authorizing an employer to confirm wage or salary history under certain conditions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Commerce and Tourism; Judiciary; and Rules.

By Senator Thurston—

SB 596—A bill to be entitled An act relating to control of human trafficking; requiring the Department of Legal Affairs to develop human trafficking awareness campaigns; requiring the department to develop and operate a hotline to receive reports of potential human trafficking activity; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Thurston—

SB 598—A bill to be entitled An act relating to public records; amending s. 943.0515, F.S.; specifying that certain information retained by the Criminal Justice Information Program relating to juvenile offenders is exempt from public records requirements; providing for future legislative review and repeal of the exemption; amending s. 943.053, F.S.; deleting exceptions from an exemption from public records requirements for certain information relating to juvenile offenders; delaying future legislative review and repeal of the exemption; conforming a provision to changes made by the act; providing a statement of public necessity; reenacting ss. 943.046(1), 943.0543(5), 943.05(2)(h), 943.056(1), 985.04(1)(a) and (6)(a), 985.045(2), and 985.11(1)(b), F.S., relating to notification of criminal offender information, ratification and implementation of the National Crime Prevention and Privacy Compact, the Criminal Justice Information Program, criminal history records, confidential information and treatment of records, court records, and fingerprinting and photographing, respectively, to incorporate the amendment made to s. 943.053, F.S., in references thereto; providing an effective date.

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

By Senator Campbell—

SB 600—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.532, F.S.; revising the criteria for renewal of Florida Bright Futures Scholarship Program awards to include a minimum number of volunteer service work hours; specifying the requirements for eligible volunteer service work; prohibiting the use of hours earned from certain work to satisfy the requirements; requiring that earned volunteer service work hours be documented in writing and signed by specified individuals; providing an exception for a student who enlists in military service; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Bracy—

SB 602—A bill to be entitled An act relating to mandatory minimum sentences; amending s. 893.135, F.S.; authorizing a court to depart from certain mandatory minimum terms of imprisonment for drug trafficking if it makes specified findings; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations; and Rules.

By Senator Steube—

SB 604—A bill to be entitled An act relating to actions against contractors without required insurance coverage; creating s. 768.0426, F.S.; providing that a contractor who fails to carry required insurance may be

personally liable for damages that would have been covered by such insurance; providing an effective date.

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

By Senators Steube, Book, Rouson, and Stewart—

SB 606—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding 911 public safety telecommunicators to the class; requiring such members to have their retirement benefits calculated in accordance with provisions applicable to Regular Class members; amending s. 121.091, F.S.; conforming a provision to changes made by the act; amending s. 121.71, F.S.; specifying the required employer retirement contribution rates for the new membership subclass of 911 public safety telecommunicators; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Passidomo—

SB 608—A bill to be entitled An act relating to public records; providing a short title; amending s. 119.021, F.S.; requiring an agency to review for information susceptible to use for purposes of identity theft or fraud before making postings to a publicly available website; prohibiting an agency from posting to a publicly available website an image or a copy of a public record containing information susceptible to use for purposes of identity theft or fraud; requiring the Division of Library and Information Services of the Department of State to adopt certain rules; requiring an agency to establish a policy providing for requests to remove an image or a copy of a public record containing information susceptible to use for purposes of identity theft and fraud; specifying requirements for the policy; authorizing an agency to post images or copies of records containing information which is not otherwise exempt to portions of websites not accessible to the general public; providing a finding of an important state interest; providing an effective date.

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

By Senator Young—

SB 610—A bill to be entitled An act relating to business filings; amending ss. 605.0210 and 607.0125, F.S.; requiring that the Department of State develop and offer an optional secure business filing service designed to discourage fraudulent filings; requiring that the service notify an entity via e-mail whenever a document relating to the entity is delivered for filing; requiring that the entity have the opportunity to review the file; requiring the department to give the entity an opportunity to reject further processing of the filing; authorizing the department to keep any fees associated with a rejected filing; requiring that the department file the document within 15 days after receipt if the entity does not reject further processing; providing an exception; requiring the department to deliver a notification of the filing through e-mail or deliver a certified copy of the document to the mailing address and physical address of the entity or its authorized representative; amending s. 617.0125, F.S.; requiring that the department develop and offer an optional secure business filing service designed to discourage fraudulent filings; requiring that the service notify a corporation via e-mail whenever a document relating to the corporation is delivered for filing; requiring that the corporation have the opportunity to review the file; requiring the department to give the corporation an opportunity to reject further processing of the filing; authorizing the department to keep any fees associated with a rejected filing; requiring that the department file the document within 15 days after receipt if the corporation does not reject further processing; providing exceptions; requiring the department to deliver a notification of the filing through e-mail or deliver a certified copy of the document to the mailing address and physical address of the corporation or its representative; amending s. 620.8105, F.S.; requiring that the department develop and offer an optional secure business filing service designed to discourage fraudu-

lent filings; requiring that the service notify a partnership whenever a document relating to the partnership is delivered for filing; requiring that the partnership have the opportunity to review the file; requiring the department to give the partnership an opportunity to reject further processing of the filing; authorizing the department to keep any fees associated with a rejected filing; requiring that the department file the document within 15 days after receipt if the partnership does not reject further processing; requiring the department to deliver a notification of the filing through e-mail or deliver a certified copy of the document to the mailing address and physical address of the partnership or its agent; amending s. 605.0206, F.S.; conforming provisions; amending ss. 605.0103, 605.0123, 617.0123, 620.8303, 620.8304, 620.8704, 620.8914, 620.8918, 620.9001, and 620.9102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 612—A bill to be entitled An act relating to sexual offenders; creating s. 83.495, F.S.; providing a short title; defining terms; requiring that all residential rental agreements of a certain duration contain a distinct and prominent disclosure statement regarding the employment of sexual offenders; requiring that the disclosure statement contain an acknowledgement of receipt to be signed by the tenant in the presence of a witness; requiring the disclosure statement to be maintained within the tenant file and available to the tenant upon request; providing that the rental agreement is not complete until the acknowledgement of receipt in the disclosure statement has been signed by the tenant; authorizing a tenant to cancel the agreement within a specified period of time and to receive a refund of all deposit moneys without penalty if the agreement disclosed the employment of a sexual offender; authorizing a tenant to void a rental agreement at any time if such disclosure was not made; requiring that all deposit moneys less a deduction for certain damages be returned to the tenant upon the tenant's request under such circumstances; requiring the disclosure statement, including the acknowledgement of receipt, to be updated upon renewal of a residential rental agreement; providing an effective date.

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

By Senator Montford—

SB 614—A bill to be entitled An act relating to the Participant Local Government Advisory Council; amending s. 218.409, F.S.; abolishing the Participant Local Government Advisory Council; amending ss. 218.421 and 218.422, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Passidomo—

SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms “motor vehicle dealer,” “franchised motor vehicle dealer,” “independent motor vehicle dealer,” “wholesale motor vehicle dealer,” and “motor vehicle broker”; prohibiting persons from engaging in business as, serving in the capacity of, or acting as a motor vehicle broker in this state without first obtaining a certain license; adding an exception to the prohibition on persons other than a licensed motor vehicle dealer from advertising for sale any motor vehicle belonging to another party; requiring any person acting in violation of specified licensing requirements to be deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring an initial license certificate to be issued by the Department of Highway Safety and Motor Vehicles in accordance with an application when the application is regular in form and in compliance with specified provisions; providing for expiration of a license issued to a motor vehicle broker; deleting provisions relating to renewal forms, license certificates, and initial license applications; requiring each initial application for licensure as an independent motor

vehicle dealer received by the department to be accompanied by certain verification of training; providing training requirements; providing an exemption; authorizing the department to adopt certain rules; providing that the curriculum for certain subjects is approved by any and all other regulatory agencies having jurisdiction over the specific subject matters; requiring that the overall administration of the licensing of dealer schools and their instructors remains with the department; authorizing the schools to charge a fee for training; requiring the department to deliver or mail to each licensee the necessary renewal forms within a specified period; requiring independent motor vehicle dealers to complete certain certification relating to continuing education, subject to certain requirements; defining the term “dealer”; providing requirements for continuing education; requiring dealer schools to provide certificates of completion to the department and customer; requiring franchised motor vehicle dealers to complete certain industry certification, subject to certain requirements; authorizing such certification to be accomplished by one designated employee under certain circumstances; providing certification requirements; requiring designated individuals to receive certificates of completion; requiring licensees who do not file their application and any other requisite documents with, and pay the fees to, the department within a specified period to cease engaging in business; providing fees for a renewal or new application filed with the department within specified periods after the expiration date; authorizing a license certificate to be modified to show a change in the name of the licensee, subject to certain requirements; requiring a specified fee for such modification; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; and Rules.

By Senators Baxley, Steube, Book, Rouson, and Mayfield—

SB 618—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 934.255, F.S.; defining terms; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; specifying requirements for the issuance of a subpoena; requiring that a subpoenaed witness be paid certain fees and mileage; prohibiting the use of a subpoena to compel records, documents, or other tangible objects protected under certain circumstances; authorizing a subpoenaed person to petition a court for an order modifying or setting aside the subpoena or a prohibition on disclosure; authorizing an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects under certain circumstances; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; specifying the acts that constitute an adverse result; requiring the investigative or law enforcement officer to maintain a true copy of a written certification; authorizing a court to grant extension of certain periods under certain circumstances; requiring an investigative or law enforcement officer to serve or deliver a copy of the process along with specified information upon the expiration of a nondisclosure period or delay of notification; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying the existence of a subpoena under certain circumstances; requiring that a subpoena be served in a specified manner; authorizing an investigative or law enforcement officer to petition a court to compel compliance; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations; and Rules.

By Senators Passidomo and Young—

SB 620—A bill to be entitled An act relating to a disaster preparedness tax exemption; providing a sales and use tax exemption for certain tangible personal property related to disaster preparedness during a specified period; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules; providing an expiration date; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Grimsley—

SB 622—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; providing that a designated facility owned or operated by a public health trust and located within the boundaries of a municipality is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 383.313, F.S.; requiring a birth center to be federally certified and meet specified requirements to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions to remove the term “mobile surgical facility”; conforming a cross-reference; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager’s license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms “emergency care hospital”, “essential access community hospital”, “inactive rural hospital bed”, and “rural primary care hospital”; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term “hospital” to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.; requiring that a license issued to a home health agency on or after a specified date specify the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption;

amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider’s hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term “home medical equipment”; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term “clinical laboratory”; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term “relative” for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term “publicly traded corporation”; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider constitutes abuse and neglect; clarifying that the agency may impose a fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency’s authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms “assisted living facility” and “personal services”; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property use as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care;

defining the term “adequate and appropriate health care”; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident’s records in an investigation of resident’s rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background investigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare program, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 435.12, F.S.; revising fingerprinting requirements for purposes of a person’s inclusion in the care provider background screening clearinghouse; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner’s office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner’s office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms “clinical laboratory”, and “clinical laboratory examination”; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; repealing s. 641.75, F.S., relating to immunity from liability and limitation on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.036, 408.802, 409.9116, 409.975, 429.19, 456.001, 456.057, 456.076, 458.307, 458.345, 459.021, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 1009.65, and 1011.52, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Young—

SB 624—A bill to be entitled An act relating to drones; amending s. 330.41, F.S.; defining the term “fixed-site facility”; prohibiting a person from knowingly or willingly operating a drone over, allowing a drone to make contact with, allowing a drone to come within a certain distance of, or using a drone to introduce contraband into or within the secure perimeter of a fixed-site facility; providing criminal penalties; amending s. 934.50, F.S.; authorizing the use of a drone if a law enforcement

agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to facilitate the collection of evidence at a crime scene or traffic crash scene; providing an effective date.

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

By Senator Rodriguez—

SB 626—A bill to be entitled An act relating to public electric utility rates; amending s. 366.06, F.S.; requiring public electric utilities to charge specified electric rates as of a certain date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Appropriations; and Rules.

By Senators Grimsley, Steube, and Broxson—

SB 628—A bill to be entitled An act relating to maintenance of certification or recertification; creating ss. 458.3113 and 459.0056, F.S.; providing legislative intent; providing definitions; prohibiting the Boards of Medicine and Osteopathic Medicine, respectively, the Department of Health, certain health care facilities, and insurers from requiring physicians and osteopathic physicians to maintain certification or obtain recertification as a condition of licensure, reimbursement, or admitting privileges; providing construction; providing an effective date.

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

SB 630—Withdrawn prior to introduction.

By Senator Montford—

SB 632—A bill to be entitled An act relating to vessel registration; amending s. 328.80, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue an electronic certificate of registration for a vessel, to collect electronic mail addresses, and to use electronic mail for certain purposes; amending s. 328.48, F.S.; authorizing a vessel operator to present such electronic certificate for inspection under certain circumstances; providing construction; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 634—A bill to be entitled An act relating to trauma-informed services for children; amending s. 394.495, F.S.; prohibiting a child who has suffered sexual exploitation from being placed in a generic shelter setting when safe-harbor or trauma-informed housing is not available; requiring the Department of Children and Families to assemble a team of specified experts to determine the safest placement for the child; providing criteria for placement; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Campbell—

SB 636—A bill to be entitled An act relating to licensure of internationally trained physicians; amending s. 458.3124, F.S.; establishing requirements to allow certain foreign-trained physicians to obtain a restricted license; requiring restricted licensees to meet certain practice conditions; authorizing a restricted licensee to apply to take Step III of the United States Medical Licensing Examination in certain circumstances; providing that a restricted license is valid for a specified period

of time; requiring the department to issue a full license to a restricted licensee if certain conditions are met; requiring the Department of Health to renew a restricted license if certain conditions are met; authorizing a person whose restricted license was revoked to seek relicensure under certain circumstances; providing an effective date.

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

By Senator Campbell—

SB 638—A bill to be entitled An act relating to delivery of nursing services; creating the “Florida Hospital Patient Protection Act”; creating s. 395.1014, F.S.; providing legislative findings; defining terms; requiring that each health care facility implement a staffing plan that provides minimum direct care registered nursing staffing levels; requiring a direct care registered nurse to demonstrate competence and to receive specified orientation before being assigned to a hospital or clinical unit; prohibiting a health care facility from imposing mandatory overtime and from engaging in certain other actions; providing requirements for the staffing plan; specifying the required ratios of direct care registered nurses to patients for each type of care provided; prohibiting a health care facility from using an acuity adjustable unit to care for a patient; prohibiting a health care facility from using video cameras or monitors as substitutes for the required level of care; providing an exception during a declared state of emergency; requiring that the chief nursing officer of a health care facility, or his or her designee, develop a staffing plan that meets the required direct care registered nurse staffing levels; requiring that a health care facility annually evaluate its actual direct care registered nurse staffing levels and update the staffing plan and acuity-based patient classification system; requiring that certain documentation be submitted to the Agency for Health Care Administration and be made available for public inspection; requiring that the agency approve uniform standards for use by health care facilities in establishing nurse staffing requirements by a specified date; providing requirements for the committee members who are appointed to develop the uniform standards; requiring health care facilities to annually report certain information to the agency and to post a notice containing such information in each unit of the facility; providing recordkeeping requirements; prohibiting a health care facility from assigning unlicensed personnel to perform functions or tasks that are performed by a licensed or registered nurse; specifying those actions that constitute professional practice by a direct care registered nurse; requiring that a patient assessment be performed only by a direct care registered nurse; authorizing a direct care registered nurse to assign certain specified activities to other licensed or unlicensed nursing staff under certain circumstances; prohibiting a health care facility from deploying technology that limits certain care provided by a direct care registered nurse; providing applicability; providing that it is a duty and right of a direct care registered nurse to act as the patient’s advocate; providing certain requirements with respect to such duty; prohibiting a direct care registered nurse from accepting an assignment under specified circumstances; authorizing a direct care registered nurse to refuse to accept an assignment or to perform a task under certain circumstances; requiring a direct care registered nurse to initiate action or to change a decision or an activity relating to a patient’s health care under certain circumstances; prohibiting a health care facility from discharging, or from discriminating, retaliating, or filing a complaint or report against, a direct care registered nurse based on such refusal; providing that a direct care registered nurse has a right of action against a health care facility that violates certain provisions; requiring that the agency establish a toll-free telephone hotline to provide information and to receive reports of certain violations; requiring that certain information be provided to each patient who is admitted to a health care facility; prohibiting a health care facility from engaging in certain actions; prohibiting a health care facility from interfering with the right of nurses to organize, bargain collectively, and engage in concerted activity under a federal act; authorizing the agency to impose fines for violations; requiring that the agency post on its website information regarding health care facilities on which civil penalties have been imposed; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rouson—

SB 640—A bill to be entitled An act relating to consumer finance loans; creating s. 516.40, F.S.; establishing the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative findings and intent; creating s. 516.41, F.S.; defining terms; creating s. 516.42, F.S.; prohibiting a person from certain actions relating to program loans unless the person obtains a pilot program license from the office; providing criteria for participation in the pilot program; specifying application requirements and fees; providing for construction; specifying a renewal fee; providing that only one pilot program license is required for a person to make program loans; requiring licensure of branch offices of a program licensee; specifying application requirements and fees for a program branch office license; requiring program branch office licenses to be renewed biennially and specifying a branch office renewal fee; creating s. 516.43, F.S.; providing requirements, limitations, and prohibitions relating to program loans and the refinancing of program loans; authorizing licensees to provide certain documents in the language in which the loan was negotiated; requiring a program licensee to pay for certain translation costs incurred by the office; requiring a program licensee to provide specified disclosures; authorizing a program licensee to contract for and receive a specified origination fee from a borrower on a program loan; specifying methods for collecting the origination fee; specifying limitations on the amount and frequency of the origination fee; authorizing a program licensee to collect specified insufficient funds fees and delinquency charges; providing that program licensees or their wholly owned subsidiaries may not sell or assign unpaid debts to independent third parties for collection purposes unless the debt has been delinquent for a specified timeframe; requiring program licensees to direct borrowers to certain credit counseling services or provide certain credit education to borrowers before disbursing program loan proceeds; requiring program licensees to report borrowers’ payment performance to at least one specified consumer reporting agency; defining the term “consumer reporting agency that compiles and maintains files on consumers on a nationwide basis”; prohibiting the office from approving a person for the program before the person is accepted as a data furnisher by a consumer reporting agency; requiring program licensees to provide borrowers with the names of consumer reporting agencies that payment histories are reported to; requiring a program licensee to underwrite each program loan; prohibiting a program licensee from making a program loan under certain circumstances; providing underwriting procedures and requirements; prohibiting a program licensee from requiring certain waivers from a borrower or from certain acts against a borrower who refuses certain waivers; providing applicability and construction; creating s. 516.44, F.S.; requiring arrangements between a program licensee and a referral partner to be specified in a written agreement; providing requirements for such agreement; specifying authorized services of referral partners; providing requirements for a referral partner who accepts program loan payments from a borrower; providing construction; prohibiting referral partners from performing specified activities; requiring a referral partner to provide a specified notice to an applicant for a program loan and certain assistance to the applicant under certain circumstances; specifying requirements, limitations, and prohibitions for the compensation of a referral partner by a program licensee; requiring a program licensee to provide, within a certain timeframe, a specified notice to the office after entering into a contract with a referral partner; requiring a referral partner to provide, within a specified timeframe, written notice to the program licensee of changes to certain information; providing that program licensees are responsible for the acts of referral partners which are in violation of ch. 516, F.S.; requiring a program licensee to pay a specified fee to the office to file a referral partner notice; requiring the Financial Services Commission to adopt rules; creating s. 516.45, F.S.; requiring the office, beginning on a specified date, to examine program licensees at specified intervals; providing an exception; requiring program licensees to pay the cost of examinations; authorizing the office to maintain an action for recovery of such cost; authorizing a method to determine the cost of examinations; providing a limitation to the scope of investigations or examinations; providing that a program licensee is subject to certain disciplinary actions for certain violations; authorizing the office to take certain disciplinary actions; creating s. 516.46, F.S.; requiring a program licensee, beginning on a certain date, to file a specified annual report with the office; requiring the office to post, by a certain date, a report to its website summarizing the use of the program; specifying information to be contained in the office’s report; providing for conditional future repeal of the program; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Baxley—

SB 642—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.404, F.S.; revising the maximum interest, fees, and charges that deferred presentment providers or their affiliates may charge, collect, or receive in deferred presentment transactions; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendment made to s. 560.404, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Bracy—

SB 644—A bill to be entitled An act relating to juvenile civil citation and similar diversion programs; amending s. 985.12, F.S.; defining terms; requiring the establishment of civil citation or similar diversion programs for juveniles; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; providing construction; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Rodriguez and Farmer—

SB 646—A bill to be entitled An act relating to the Sunshine Scholarship Program; creating s. 1009.894, F.S.; establishing the Sunshine Scholarship Program for specified purposes; requiring the Department of Education to administer the program; providing student eligibility requirements; requiring a student to repay the scholarship amount under certain circumstances; providing that the program applies only to a student's tuition; providing for funding; providing for rulemaking; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Baxley—

SB 648—A bill to be entitled An act relating to employment services for persons with disabilities; creating ss. 413.015 and 413.209, F.S.; specifying that participants in certain disabled persons' work experience activities are considered state employees for workers' compensation purposes; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Baxley—

SB 650—A bill to be entitled An act relating to the administrative review of property taxes; amending s. 194.011, F.S.; providing that under certain circumstances, petitions to the value adjustment board may be late filed within a specified timeframe, subject to certain limitations; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stargel—

SB 652—A bill to be entitled An act relating to costs of prosecution and investigation; amending s. 938.27, F.S.; prohibiting the inclusion in negotiated plea agreements of costs for the state attorney which are

greater than the minimum allowed; reenacting s. 985.032(2), F.S., relating to assessing costs of prosecution to a juvenile, to incorporate the amendment made to s. 938.27, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Perry—

SB 654—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s. 1003.481, F.S.; extending the scheduled expiration of the pilot program; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rodriguez—

SB 656—A bill to be entitled An act relating to public utility environmental remediation costs; creating s. 366.8256, F.S.; defining the term "county"; authorizing a municipality or a county operating under a home rule charter to file a request with the Public Service Commission for a hearing for a determination of prudence on environmental damage caused by a public utility; prohibiting the commission from conducting any hearing regarding recovery for remediation of such environmental damage until after the commission makes such a determination or until the request is dismissed; requiring that pending hearings regarding recovery for remediation of such environmental damage be stayed until after the commission makes its determination or until the request is dismissed; requiring the public utility to submit a cost estimate for certain remediation expenses; requiring the commission to make a determination as to the prudence of a utility's actions leading up to and in response to the environmental damage; prohibiting the utility from recovering expenditures to remedy the damage upon a finding that the utility did not act prudently; requiring the utility to develop a plan to remedy damages under certain circumstances; requiring the utility to specify how certain expenditures will be internalized; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Environmental Preservation and Conservation; and Rules.

By Senator Brandes—

SB 658—A bill to be entitled An act relating to the tourist development tax; amending s. 125.0104, F.S.; authorizing counties imposing the tax to use the tax revenues, under certain circumstances, for specified purposes and costs relating to public facilities; defining the term "public facilities"; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 660—A bill to be entitled An act relating to the Florida Insurance Code exemption for nonprofit religious organizations; amending s. 624.1265, F.S.; revising criteria under which a nonprofit religious organization that facilitates the sharing of contributions among its participants for financial or medical needs is exempt from requirements of the code; revising construction; revising requirements for a notice provided by the organization; providing an effective date.

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

By Senator Stargel—

SB 662—A bill to be entitled An act relating to protection for vulnerable investors; creating s. 517.34, F.S.; defining terms; authorizing

securities dealers, investment advisers, and associated persons to place temporary holds on transactions regarding certain accounts if the dealer, investment adviser, or associated person believes in good faith that exploitation of specified adults has occurred, is occurring, or has been attempted in connection with the transactions and if the dealer, investment adviser, or associated person complies with specified requirements; providing that such holds expire after a specified timeframe; authorizing dealers, investment advisers, and associated persons to extend holds under certain circumstances for up to a specified timeframe; providing that the length of holds may be shortened or extended by certain courts or agencies; authorizing dealers, investment advisers, and associated persons to provide certain records to the Department of Children and Families or law enforcement agencies upon request; authorizing the department to inform reporting parties of certain information; providing that dealers, investment advisers, and associated persons are immune from liability for certain actions; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senators Young and Steube—

SB 664—A bill to be entitled An act relating to the salvage of pleasure vessels; providing a directive to the Division of Law Revision and Information; creating s. 559.9601, F.S.; providing a short title; creating s. 559.9602, F.S.; providing scope and applicability; creating s. 559.9603, F.S.; providing definitions; creating s. 559.9604, F.S.; requiring salvors of pleasure vessels to provide a specified written disclosure statement and salvage work estimate; creating s. 559.9605, F.S.; requiring such salvors to obtain customer permission before exceeding the written estimate by more than a specified amount; specifying salvor responsibilities and rights to certain fees in the event that a customer cancels the order for salvage; creating s. 559.9606, F.S.; requiring salvors to post specified signage on their vessels; creating s. 559.9607, F.S.; specifying violations; creating s. 559.9608, F.S.; providing remedies; specifying that such remedies are in addition to others provided by law; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Transportation; and Rules.

By Senator Brandes—

SB 666—A bill to be entitled An act relating to noncriminal traffic infractions; amending s. 318.14, F.S.; requiring a specified reduction for a civil penalty under certain circumstances; deleting the requirement that a specified percentage of the civil penalty be deposited in the State Courts Revenue Trust Fund; amending s. 318.15, F.S.; requiring a person to pay the clerk of the court the specified percentage previously deducted under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 668—A bill to be entitled An act relating to year-round school programs; amending s. 1001.42, F.S.; authorizing a district school board to create a year-round school program for any school within its district that is one of the 300 lowest-performing schools in the state; amending s. 1011.62, F.S.; revising the intensive reading instruction options that a school district with one or more of the 300 lowest-performing elementary schools has; authorizing a specified number of hours in a summer program or a year-round school program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senators Baxley and Bradley—

SB 670—A bill to be entitled An act relating to ratification of rules of the St. Johns River Water Management District; ratifying a specified

rule relating to supplemental regulatory measures for the minimum flows and levels of Silver Springs, designated as an Outstanding Florida Spring under s. 373.802(4), F.S., for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds of likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Rules.

By Senator Stargel—

SB 672—A bill to be entitled An act relating to truck license taxes; amending s. 320.08, F.S.; revising which truck tractors and heavy trucks transporting certain agricultural or horticultural products are eligible for reduced license taxes; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Young—

SB 674—A bill to be entitled An act relating to steroid use in racing greyhounds; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples taken from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing an effective date.

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

By Senator Passidomo—

SB 676—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term “marital assets and liabilities” for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

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

By Senator Gibson—

SB 678—A bill to be entitled An act relating to renters insurance; creating s. 83.491, F.S.; requiring a residential rental agreement to specify whether renters insurance is required; specifying provisions that must be included if insurance is or is not required; providing that failure to include a certain notice in a rental agreement does not create a private cause of action or nullify any part of the rental agreement; providing an effective date.

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

By Senator Passidomo—

SB 680—A bill to be entitled An act relating to construction defect claims; amending s. 558.004, F.S.; providing additional requirements for notices of claim, inspections, and notices of acceptance or rejection of settlement offers; providing that an authorized representative of a claimant may act on the behalf of the claimant if the claimant is a business entity; prohibiting a representative of the claimant from acting without the claimant’s knowledge if the claimant is an individual; re-

quiring, rather than authorizing, certain persons to serve copies of notices of claim to certain professionals; providing for mediation under certain circumstances, subject to certain requirements; revising provisions relating to tolling certain statutes of limitations; providing an effective date.

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

By Senator Garcia—

SB 682—A bill to be entitled An act relating to students remaining on school grounds during school hours; amending s. 1001.43, F.S.; providing that a district school board may adopt policies for releasing students for the school lunch period; requiring schools in certain districts to obtain written parental consent before permitting students to leave school grounds during the lunch period; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Rules.

By Senator Perry—

SB 684—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Perry—

SB 686—A bill to be entitled An act relating to the tax on sales, use, and other transactions; providing an exemption from the sales and use tax for the sale of certain clothing, wallets, bags, school supplies, and personal computers and related accessories during a specified period; defining terms; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Garcia—

SB 688—A bill to be entitled An act relating to the charter county and regional transportation system surtax; amending s. 212.055, F.S.; requiring counties, except under certain circumstances, to use surtax proceeds only for specified purposes; prohibiting the use of such proceeds for nontransit purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 690—A bill to be entitled An act relating to criminal history records; creating s. 943.0586, F.S.; requiring the Criminal Justice Information Program to administratively seal the criminal history records of an adult or a minor upon notification by the clerk of the court under specified circumstances; providing applicability for the administrative sealing of specified criminal history records; providing a contingent effective date.

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

By Senator Brandes—

SB 692—A bill to be entitled An act relating to public records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing a contingent effective date.

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

By Senators Brandes and Bracy—

SB 694—A bill to be entitled An act relating to mandatory sentences; amending s. 893.135, F.S.; authorizing a court to issue a sentence shorter than a mandatory minimum term of imprisonment for a person convicted of trafficking if the court makes certain findings on the record; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Rodriguez, Farmer, and Book—

SB 696—A bill to be entitled An act relating to conversion therapy; creating s. 456.064, F.S.; defining the term “conversion therapy”; prohibiting a person who is licensed to provide professional counseling or a practitioner who is licensed under provisions regulating the practice of medicine, osteopathic medicine, psychology, clinical social work, marriage and family therapy, or mental health counseling from practicing or performing conversion therapy with an individual who is younger than a specified age; providing that such person or practitioner is subject to specified disciplinary proceedings under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; Children, Families, and Elder Affairs; and Rules.

SB 698—Withdrawn prior to introduction.

By Senator Farmer—

SB 700—A bill to be entitled An act relating to a strategic fuel reserve; creating the Florida Strategic Fuel Reserve Task Force within the Division of Emergency Management to develop a recommended strategic fuel reserve for natural emergencies and major disasters; requiring the division to provide administrative and support services to the task force; specifying the membership of the task force; requiring the task force to elect a chair and a vice chair; requiring the task force to submit a recommended plan to the Legislature; providing an expiration date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Farmer—

SB 702—A bill to be entitled An act relating to criminal history records in applications for public employment and admission to public postsecondary educational institutions; creating s. 760.105, F.S.; prohibiting a public employer from inquiring into or considering an applicant's criminal history on an initial employment application unless required to do so by law; creating s. 1007.36, F.S.; prohibiting public postsecondary educational institutions from inquiring into or considering the criminal history of an applicant seeking admission; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Education; Appropriations; and Rules.

By Senator Farmer—

SB 704—A bill to be entitled An act relating to voter registration; amending s. 97.057, F.S.; revising procedures governing voter registration administered by the Department of Highway Safety and Motor Vehicles; providing that driver license or identification card applications, driver license or identification card renewal applications, and changes of address for existing driver licenses or identification cards submitted to the department serve as voter registration applications; specifying that an applicant must consent to the use of his or her signature for voter registration purposes; requiring specified applications to include a voter registration component; specifying required content for the voter registration component; providing for paper-based applications; requiring the supervisor of elections to provide a notification of registration to each applicant; providing that an applicant is registered, or has his or her voter registration record updated, if he or she fails to respond to the notification within a specified timeframe; requiring the supervisor to forward declinations to the statewide voter registration system; amending s. 98.045, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Ethics and Elections; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 706—A bill to be entitled An act relating to crime stoppers organizations; creating s. 90.595, F.S.; defining terms; prohibiting a person who engages in privileged communication, a law enforcement crime stoppers coordinator or his or her staff, or a member of a crime stoppers organization's board of directors from being required to disclose privileged communications or produce protected information; providing an exception; authorizing a person charged with a criminal offense to petition the court to inspect the protected information under certain circumstances; authorizing a court to disclose all or a portion of the protected information; providing criminal penalties; providing an effective date.

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

By Senator Brandes—

SB 708—A bill to be entitled An act relating to performance of physician assistants and advanced registered nurse practitioners; amending ss. 458.347 and 459.022, F.S.; authorizing a physician assistant to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician; providing an exception; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician within the framework of an established protocol and under supervision; providing an exception; providing an effective date.

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

By Senator Book—

SB 710—A bill to be entitled An act relating to the Prescription Drug Donation Program; amending s. 499.029, F.S.; renaming the Cancer Drug Donation Program as the Prescription Drug Donation Program; authorizing the donation of prescription drugs, including cancer drugs, and supplies to eligible patients; revising definitions; authorizing nursing home facilities to participate in the program; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

SB 712—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; defining, revising, and deleting terms; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting an autonomous vehicle being operated in autonomous mode from a certain prohibition on the operation of a motor vehicle if the vehicle is actively displaying certain content that is visible from the driver's seat while the vehicle is in motion; revising construction; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a specified provision; amending s. 316.85, F.S.; providing that a licensed human operator is not required to operate a fully autonomous vehicle; authorizing a fully autonomous vehicle to operate in this state regardless of whether a licensed human operator is physically present in the vehicle; requiring the automated driving system to be deemed to be the operator of an autonomous vehicle operating in autonomous mode, regardless of whether a person is physically present in the vehicle while the vehicle is operating in autonomous mode; providing construction; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; specifying requirements for autonomous vehicles that are not fully autonomous and vehicles that are fully autonomous; creating s. 322.015, F.S.; providing applicability; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology, such as automated driving systems; amending s. 339.64, F.S.; requiring the Department of Transportation to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology, such as automated driving systems, in Strategic Intermodal System facilities; conforming a provision to changes made by the act; amending s. 339.83, F.S.; authorizing the Secretary of Transportation to enroll the state in any federal pilot program or project for the collection and study of data for the review of automated driving systems; amending s. 627.0653, F.S.; authorizing the Office of Insurance Regulation to approve a certain premium discount for the liability, personal injury protection, and collision coverages of a motor vehicle insurance policy if the insured vehicle is equipped with an automated driving system; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Rules.

By Senator Baxley—

SB 714—A bill to be entitled An act relating to a patient's choice of providers; providing a short title; providing definitions; prohibiting a health insurer from excluding a willing and qualified health care provider from participating in the health insurer's provider network under certain circumstances; providing an effective date.

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

By Senator Rodriguez—

SB 716—A bill to be entitled An act relating to nuclear cost recovery; repealing s. 366.93, F.S., relating to cost recovery mechanisms for the siting, design, licensing, and construction of nuclear and integrated gasification combined cycle power plants, including mechanisms that promote utility investment in, and allow for recovery in electric utility rates of certain costs of, such plants; repealing s. 366.95, F.S., relating to financing for certain nuclear generating asset retirement or abandonment costs; amending s. 403.519, F.S.; deleting provisions limiting challenges to a utility's right to recover costs incurred before commercial operation of certain plants; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Farmer—

SB 718—A bill to be entitled An act relating to directional signs for veterans' facilities; creating s. 295.25, F.S.; authorizing the Department of Transportation to install directional signs for specified facilities operated and maintained by the United States Department of Veterans Affairs; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Young and Campbell—

SB 720—A bill to be entitled An act relating to children's initiatives; amending s. 409.147, F.S.; creating the Tampa Sulphur Springs Neighborhood of Promise Success Zone within the City of Tampa in Hillsborough County and the Overtown Children and Youth Coalition within the City of Miami in Miami-Dade County; providing for the projects to be managed by not-for-profit corporations that are not subject to control, supervision, or direction by any department of the state; providing legislative intent; requiring the corporations to be subject to public records and public meeting requirements and to requirements for the procurement of commodities and contractual services; providing that the success zone and the coalition are designed to encompass areas large enough to include certain components but small enough to allow programs and services to reach participants; providing implementation of the coalition and the success zone; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; and Rules.

By Senator Garcia—

SB 722—A bill to be entitled An act relating to retirement; amending s. 121.101, F.S.; specifying the minimum amount of the factor used to calculate the cost-of-living adjustment of benefits for certain retirees and beneficiaries of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Garcia and Baxley—

SB 724—A bill to be entitled An act relating to hospice care; amending s. 400.6005, F.S.; revising legislative findings and intent; amending s. 400.601, F.S.; redefining the term "hospice"; defining the terms "hospice program" and "seriously ill"; amending s. 400.609, F.S.; clarifying provisions relating to hospice services; creating s. 400.6093, F.S.; authorizing hospices, or providers operating under contract with a hospice, to provide palliative care to seriously ill patients and their family members; providing construction; amending s. 400.6095, F.S.; making technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

By Senator Farmer—

SB 726—A bill to be entitled An act relating to smoking marijuana for medical use; amending s. 381.986, F.S.; redefining terms to authorize the production, processing, transportation, sale, possession, and administration of marijuana in a form for smoking for medical use; removing the requirement that a marijuana delivery device be dispensed from a medical marijuana treatment center; deleting a provision requiring specified parties to be able to access the medical marijuana use registry to verify the authorization of a qualified patient or a caregiver to possess a marijuana delivery device; removing the requirement that a caregiver be in immediate possession of his or her medical marijuana use registry identification card when in possession of a marijuana delivery device; deleting provisions prohibiting a medical marijuana treatment center from contracting for certain services related to mar-

ijuana delivery devices; conforming provisions to changes made by the act; removing a requirement that at least two persons be in a vehicle transporting marijuana delivery devices; removing the requirement that safety and security training be provided to employees transporting or delivering marijuana delivery devices; revising grounds for a criminal penalty to remove a requirement that a qualified patient or caregiver present his or her medical marijuana use registry identification card when in possession of a marijuana delivery device under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Perry—

SB 728—A bill to be entitled An act relating to child restraint requirements; amending s. 316.613, F.S.; increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Perry—

SB 730—A bill to be entitled An act relating to housing finance authorities; amending s. 159.621, F.S.; exempting from taxation certain notes and mortgages, including interest or income, that are part of a loan made by or on behalf of a housing financing authority; providing requirements for exemption; providing an exception to the exemptions granted by this section; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Baxley—

SB 732—A bill to be entitled An act relating to home education; amending s. 1002.41, F.S.; specifying that a home education program is not a school district program and is registered with the district school superintendent only for the purpose of complying with the state's attendance requirements; revising the content requirements of a notice of enrollment of a student in a home education program; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student's parent unless such action is necessary for a school district program; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child's age from children enrolled in specified schools and programs; amending s. 1003.26, F.S.; revising reporting requirements for specified issues relating to compulsory school attendance; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1006.15, F.S.; revising the standards required for a home education student to participate in extracurricular activities; amending s. 1007.271, F.S.; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; amending s. 1002.385, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Baxley—

SB 734—A bill to be entitled An act relating to homeowners' associations; amending s. 718.509, F.S.; revising the uses of the Florida Condominiums, Timeshares, and Mobile Homes Trust Fund to include reimbursement of costs to the Division of Florida Condominiums, Timeshares, and Mobile Homes for the administration and operation of the Homeowners' Association Act; reviving, reenacting, and amending s. 720.303, F.S.; increasing certain fines; providing a cause of action for a member against a community association manager or management firm under certain circumstances; authorizing related fines; prohibiting reimbursement to a community association manager or management firm for certain fines; requiring the community association manager, the management firm, or the association to annually provide a specified report beginning on a specified date, and to resubmit the report under certain circumstances to the Division of Florida Condominiums, Timeshares, and Mobile Homes; revising the dates by which the Department of Business and Professional Regulation must meet certain reporting requirements; extending the expiration of reporting requirements; amending s. 720.305, F.S.; providing that a fine may not become a lien against a parcel; amending s. 720.307, F.S.; revising circumstances under which members other than the developer are entitled to elect at least a majority of the board of directors of the homeowners' association; amending s. 720.311, F.S.; providing presuit mediation for election and recall disputes; providing for binding arbitration by the department for certain disputes between a parcel owner and a homeowners' association; authorizing mediation or arbitration by a mediator or arbitrator, respectively, who has been certified by a county court; creating s. 720.318, F.S.; requiring the department to provide training and educational programs for homeowners' association members, directors, and officers; providing that the training may include certain methods; authorizing the department to review and approve training and educational programs for members, directors, and officers; requiring the department to maintain and make available a current list of approved programs and providers; creating s. 720.319, F.S.; authorizing the department to enforce and ensure compliance with the Homeowners' Association Act and specified rules; providing the department jurisdiction to investigate complaints relating to homeowners' associations; amending s. 720.401, F.S.; requiring a seller of a parcel to provide a prospective buyer with specified association documents under certain circumstances; authorizing a prospective buyer to terminate a contract for purchase within a specified timeframe under certain circumstances; amending s. 720.402, F.S.; providing a cause of action against developers by nondeveloper members of a homeowners' association or the homeowners' association; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Baxley—

SB 736—A bill to be entitled An act relating to prohibited conduct between authority figures and students; creating s. 800.10, F.S.; defining terms; prohibiting an authority figure from soliciting or engaging in sexual conduct or a romantic relationship with a student; prohibiting an authority figure from soliciting or engaging in lewd conduct with a student; providing a criminal penalty; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

By Senator Perry—

SB 738—A bill to be entitled An act relating to public records and public meetings; amending s. 119.071, F.S.; providing an exemption from public records requirements for firesafety system plans held by an agency; amending s. 281.301, F.S.; providing an exemption from public records and public meetings requirements for information relating to firesafety systems for certain properties and meetings relating to such systems and information; amending s. 286.0113, F.S.; providing an exemption from public meetings requirements for portions of meetings that would reveal firesafety system plans held by an agency; providing

for retroactive application; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

By Senator Stargel—

SB 740—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 379.361, F.S.; transferring authority to issue licenses for oyster harvesting in Apalachicola Bay from the department to the City of Apalachicola; revising the disposition and permitted uses of license proceeds; amending s. 487.041, F.S.; deleting obsolete provisions; deleting a requirement that all pesticide registration fees be submitted electronically; amending s. 493.6105, F.S.; revising the submission requirements for a Class "K" firearm license application; amending s. 493.6113, F.S.; revising submission requirements for a Class "K" firearm license renewal; amending s. 496.415, F.S.; prohibiting the comingling of funds in connection with the planning, conduct, or execution of any solicitation or charitable or sponsor sales promotion; amending s. 496.418, F.S.; revising recordkeeping and accounting requirements for solicitations of funds; amending s. 500.459, F.S.; revising permitting requirements and operating standards for water vending machines; amending s. 501.059, F.S.; revising the term "telephonic sales call"; prohibiting telephone solicitors from initiating certain contact with businesses who previously communicated that they did not wish to be so contacted; creating s. 501.6175, F.S.; specifying recordkeeping requirements for commercial telephone sellers; amending s. 501.912, F.S.; revising terms; amending s. 501.913, F.S.; authorizing antifreeze brands to be registered for a specified period; deleting a provision relating to the registration of brands that are no longer in production; specifying a certified report requirement for first-time applications; amending s. 501.917, F.S.; revising department sampling and analysis requirements for antifreeze; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 501.92, F.S.; revising when the department may require an antifreeze formula for analysis; amending s. 525.07, F.S.; authorizing the department to seize skimming devices without a warrant; amending s. 526.51, F.S.; revising application requirements and fees for brake fluid brands; deleting a provision relating to the registration of brands that are no longer in production; amending s. 526.53, F.S.; revising department sampling and analysis requirements for brake fluid; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 527.01, F.S.; revising terms; amending s. 527.02, F.S.; revising the persons subject to liquefied petroleum business licensing provisions; revising such licensing fees and requirements; revising reporting and fee requirements for certain material changes to license information; deleting a provision authorizing license transfers; amending s. 527.0201, F.S.; revising the persons subject to liquefied petroleum qualifier competency examination, registry, supervisory, and employment requirements; revising the expiration of qualifier registrations; revising the persons subject to master qualifier requirements; revising master qualifier application requirements; deleting provisions specifying that a failure to replace master qualifiers within certain periods constitutes grounds for license revocation; deleting a provision relating to facsimile transmission of duplicate licenses; amending s. 527.021, F.S.; revising the circumstances under which liquefied petroleum gas bulk delivery vehicles must be registered with the department; amending s. 527.03, F.S.; authorizing certain liquefied petroleum gas registrations to be renewed for 2 or 3 years; deleting certain renewal period requirements; amending s. 527.04, F.S.; revising the persons required to provide the department with proof of insurance; revising the required payee for a bond in lieu of such insurance; amending s. 527.0605, F.S.; deleting provisions requiring licensees to submit a site plan and review fee for liquefied petroleum bulk storage container locations; amending s. 527.065, F.S.; revising the circumstances under which a liquefied petroleum gas licensee must notify the department of an accident; amending ss. 527.10 and 527.21, F.S.; conforming provisions to changes made by the act; amending s. 527.22, F.S.; deleting an obsolete provision; amending s. 531.67, F.S.; extending the expiration date of certain provisions relating to permits for commercially operated or tested weights or measures instruments or devices; amending s. 570.07, F.S.; authorizing the department to waive certain fees during a state of emergency; amending s. 573.111, F.S.; revising the required posting location for the issuance of

an agricultural commodity marketing order; amending s. 578.011, F.S.; revising and defining terms; creating s. 578.012, F.S.; providing legislative intent; creating a preemption of local law relating to regulation of seed; amending s. 578.08, F.S.; revising application requirements for the registration of seed dealers; conforming provisions to changes made by the act; specifying that a receipt from the department need not be written to constitute a permit; deleting an exception to registration requirements for certain experiment stations; requiring the payment of fees when packet seed is placed into commerce; amending s. 578.09, F.S.; revising labeling requirements for agricultural, vegetable, flower, tree, and shrub seeds; conforming a cross-reference; repealing s. 578.091, F.S., relating to labeling of forest tree seed; amending s. 578.10, F.S.; revising exemptions to seed labeling, sale, and solicitation requirements; amending s. 578.11, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 578.12, F.S.; conforming provisions to changes made by the act; amending s. 578.13, F.S.; conforming provisions to changes made by the act; specifying that it is unlawful to move, handle, or dispose of seeds or tags under a stop-sale notice or order without permission from the department; specifying that it is unlawful to represent seed as certified except under specified conditions or to label seed with a variety name under certain conditions; repealing s. 578.14, F.S., relating to packet vegetable and flower seed; amending s. 578.181, F.S.; revising penalties; amending s. 578.23, F.S.; revising recordkeeping requirements relating to seed labeling; amending s. 578.26, F.S.; conforming provisions to changes made by the act; specifying that certain persons may not commence legal proceedings or make certain claims against a seed dealer before certain findings and recommendations are transmitted by the seed investigation and conciliation council to the complainant and dealer; deleting a requirement that the department transmit such findings and recommendations to complainants and dealers; requiring the department to mail a copy of the council's procedures to both parties upon receipt of a complaint; amending s. 578.27, F.S.; removing alternate membership from the seed investigation and conciliation council; revising the terms of members of the council; conforming provisions to changes made by the act; revising the purpose of the council; revising the council's investigatory process; renumbering and amending s. 578.28, F.S.; making a technical change; creating s. 578.29, F.S.; prohibiting certain noxious weed seed from being offered or exposed for sale; amending s. 590.02, F.S.; authorizing the Florida Forest Service to pay certain employees' initial commercial driver license examination fees; amending s. 790.06, F.S.; revising required department handling of incomplete criminal history information in relation to licensure to carry concealed firearms; revising the required furnished statement to obtain a duplicate or substitute concealed weapon or firearm license; amending s. 790.0625, F.S.; revising required tax collector collection and remittance of firearm license fees; revising the fees which a tax collector may retain; authorizing certain tax collectors to print and deliver certain replacement licenses under certain conditions; authorizing certain tax collectors to offer fingerprinting and photographing services to aid license applicants; creating s. 817.417, F.S.; providing a short title; defining terms; specifying department duties and responsibilities relating to government impostor and deceptive advertisements; requiring rulemaking by the department; specifying that it is a violation to disseminate certain misleading or confusing advertisements, to make certain misleading or confusing representations, to use content implying or leading to confusion that such content is from a governmental entity when such is not true, to fail to provide certain disclosures, and to fail to provide certain responses and answers to the department; requiring a person offering documents that are available free of charge or at a lesser price from a governmental entity to provide a certain disclosure; providing penalties; amending s. 489.105, F.S.; conforming provisions to changes made by the act; reenacting s. 527.06(3), F.S., relating to published standards of the National Fire Protection Association; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Grimsley—

SB 742—A bill to be entitled An act relating to assault or battery on health care providers; amending s. 784.07, F.S.; defining the term “health care provider”; providing for the reclassification of certain assault and battery offenses committed on health care providers;

amending ss. 901.15 and 985.644, F.S.; conforming provisions to changes made by the act; reenacting ss. 775.0877(1)(d), (e), (f), and (g), 794.056(1), 921.0022(3)(d), 938.08, and 938.085, F.S., relating to criminal transmission of HIV, the Rape Crisis Program Trust Fund, the offense severity ranking chart of the Criminal Punishment Code, additional cost to fund programs in domestic violence, and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

By Senator Grimsley—

SB 744—A bill to be entitled An act relating to laser hair removal or reduction; amending ss. 20.165 and 20.43, F.S.; transferring the regulation of electrolysis from the Department of Health to the Department of Business and Professional Regulation; amending s. 478.42, F.S.; revising definitions; amending s. 478.49, F.S.; requiring that a licensee who uses a laser or pulsed-light device in certain procedures be certified by a nationally recognized electrolysis organization; conforming a provision to changes made by the act; repealing s. 478.43, F.S., relating to the Board of Medicine; repealing s. 478.44, F.S., relating to the Electrolysis Council; repealing s. 478.46, F.S., relating to temporary permits; amending ss. 456.037, 478.45, 478.47, 478.50, 478.51, 478.52, 478.53, and 478.55, F.S.; conforming provisions to changes made by the act; transferring the statutory powers, duties, functions, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds for the administration of ch. 478, F.S., relating to electrolysis, from the Department of Health to the Department of Business and Professional Regulation; providing that the transfer does not affect the validity of any judicial or administrative action pending as of a certain date; providing that certain lawful orders remain in effect and enforceable; providing for the continued validity of licenses and temporary permits issued by the Department of Health; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Appropriations.

By Senator Bean—

SB 746—A bill to be entitled An act relating to the Florida Fire Prevention Code; amending s. 633.202, F.S.; requiring that doorstep refuse and recycling collection containers be allowed in exit corridors of certain apartment occupancies under certain circumstances; authorizing authorities having jurisdiction to approve certain alternative containers and storage arrangements; requiring such authorities to allow apartment occupancies a phase-in period to comply until a specified date; providing for future repeal; providing an effective date.

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

By Senators Grimsley and Stargel—

SB 748—A bill to be entitled An act relating to the Back-the-Blue Law Enforcement Assistance Program; creating s. 943.1719, F.S.; creating the Back-the-Blue Law Enforcement Assistance Program within the Department of Law Enforcement; specifying the purpose of and funding for the program; creating the Law Enforcement Assistance Commission within the department; authorizing the commission to determine specified criteria and requirements for and recipients of the program; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Perry—

SB 750—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; prohibiting an agency that receives a request to inspect or copy a record from responding to such request by filing a

civil action against the individual or entity making the request; providing an effective date.

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

By Senator Mayfield—

SB 752—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Childhood Cancer Awareness license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to develop a Childhood Cancer Awareness license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

SR 754—Not introduced.

By Senator Grimsley—

SB 756—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; authorizing insurers to refuse to insure or refuse to continue to insure an applicant or insured for failing to purchase certain noninsurance motor vehicle services; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senators Gibson and Torres—

SB 758—A bill to be entitled An act relating to diabetes educators; amending s. 456.001, F.S.; redefining the term “health care practitioner” to include diabetes educators; creating part XVII of ch. 468, F.S., entitled “Diabetes Educators”; providing legislative findings and intent; requiring implementation by a specified date; defining terms; providing requirements for registration as a diabetes educator; requiring the Department of Health to renew a registration under certain circumstances; requiring the department to adopt rules for biennial renewal of registrations; requiring the department to establish specified fees; prohibiting an unregistered person from certain activities relating to diabetes self-management training; providing exemptions; authorizing the department to take disciplinary action against an applicant or registrant for specified violations; authorizing rulemaking; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bean—

SB 760—A bill to be entitled An act relating to grounds for non-recognition of out-of-country foreign judgments; amending s. 55.605, F.S.; providing additional circumstances in which an out-of-country foreign judgment need not be recognized; providing an effective date.

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

By Senator Mayfield—

SB 762—A bill to be entitled An act relating to permissible insurance acts; amending s. 626.9541, F.S.; revising the types, value, and frequency of advertising and promotional gifts that licensed insurers or their agents may give to insureds, prospective insureds, or others; authorizing such insurers and agents to make specified charitable contributions on behalf of insureds or prospective insureds; prohibiting title insurance agents, title insurance agencies, or title insurers from giving

insureds, prospective insureds, or others any article of merchandise in excess of a specified value; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senators Bean and Mayfield—

SB 764—A bill to be entitled An act relating to the Dental Student Loan Repayment Program; creating s. 381.4019, F.S.; establishing the Dental Student Loan Repayment Program to support dentists who practice in public health programs located in certain underserved areas; providing definitions; requiring the Department of Health to establish the loan program; providing for the award of funds; providing the maximum number of years funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Bean—

SB 766—A bill to be entitled An act relating to the tax on aircraft sales or leases; amending s. 212.08, F.S.; exempting all aircraft sales or leases, rather than the sales or leases of certain aircraft, from the sales and use tax; defining the term “aircraft”; deleting the definition of the term “common carrier” to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SR 768—Not introduced.

By Senator Garcia—

SB 770—A bill to be entitled An act relating to the transportation disadvantaged; amending s. 427.0155, F.S.; authorizing community transportation coordinators, in cooperation with the coordinating board, to plan for and use regional fare payment systems under certain circumstances which enhance cross-county mobility for specified purposes for certain persons who are unable to transport themselves or to purchase transportation; amending s. 427.0157, F.S.; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include regional fare payment systems, when available, which enhance cross-county mobility for specified purposes for such persons; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Grimsley and Passidomo—

SB 772—A bill to be entitled An act relating to homestead exemption implementation; amending s. 3 of chapter 2017-35, Laws of Florida; requiring the Legislature to appropriate moneys, beginning in a specified fiscal year, to offset reductions in ad valorem tax revenue experienced by rural communities within a rural area of opportunity which result from a specified additional exemption; requiring the moneys appropriated for this purpose to be distributed each fiscal year among rural communities based on each region’s proportion of the total reduction in ad valorem tax revenue; requiring each rural community to apply to the Department of Revenue each year to participate in the distribution of the appropriation and provide documentation supporting the region’s estimated reduction in ad valorem tax revenue; providing requirements for such documentation; providing for calculation of each rural community’s reduction in ad valorem tax revenue; requiring the rural community’s share to revert to the fund from which the appropriation was made if it fails to apply for the distribution; conforming

provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bean—

SB 774—A bill to be entitled An act relating to dependency proceedings; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; amending s. 39.01, F.S.; revising the definition of the term “parent” and defining the term “unmarried biological father”; amending s. 39.402 and 39.803, F.S.; revising the types of information relating to the identity and location of a child’s legal father that fall within the scope of a court inquiry at a shelter hearing or a hearing regarding a petition for termination of parental rights; amending s. 39.502, F.S.; providing for certain unmarried biological fathers to receive notice of dependency hearings under certain circumstances; amending ss. 39.503, F.S.; revising the types of information relating to the identity and location of a child’s legal father that fall within the scope of a court inquiry at a dependency or shelter hearing; requiring a court to take certain actions if a person fails to assert parental rights; providing conditions for establishing paternity in a dependency proceeding; authorizing the court to order certain scientific testing to determine maternity or paternity of a child; providing for assessment of costs of litigation; amending s. 39.801, F.S.; requiring notice of a petition for termination of parental rights to be served on an unmarried biological father identified under oath or by a diligent search of the Florida Putative Father Registry under certain circumstances; providing conditions for contesting the petition; conforming cross-references; amending s. 409.1662, F.S.; requiring the Department of Children and Families to include certain information regarding adoptions in outcome-based agreements between lead agencies and their subcontracted providers; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

By Senator Grimsley—

SB 776—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing the fine for the theft of a commercially farmed animal or a bee colony of a registered beekeeper; reenacting s. 932.701(2)(a), F.S., relating to the definition of the term “contraband article,” to incorporate the amendment made to s. 812.014, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Agriculture; and Rules.

By Senator Lee—

SB 778—A bill to be entitled An act relating to sports development; repealing s. 288.11625, F.S., relating to state funding for sports facility development by a unit of local government, or by a certified beneficiary or other applicant, on property owned by the local government; amending ss. 212.20, 218.64, and 288.0001, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Brandes—

SB 780—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination of the contract under specified circumstances; requiring a

company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rodriguez—

SB 782—A bill to be entitled An act relating to the Bollards Grant Program; creating s. 316.0899, F.S.; requiring the Department of Transportation to develop the Bollards Grant Program in order to provide grants to municipalities and counties for the installation of bollards in their jurisdictions; defining the term “bollard”; requiring a county or municipality to specify in its application the area, which may include private property, where it intends to install bollards and why the installation is needed; requiring the department to accept applications and award grants each year; requiring the department to develop a plan to promote the program; requiring the department to adopt rules to establish application and selection criteria, subject to certain requirements; requiring the department to submit the grant program guidelines and the plan for promoting the program to the Governor and Legislature by a specified date; providing an appropriation; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 784—A bill to be entitled An act relating to insurance; amending s. 624.307, F.S.; specifying certain persons are not consumers for purposes of calculating complaint ratios; amending s. 625.151, F.S.; providing an exception from valuation rules for stocks in subsidiaries for certain foreign insurers under certain conditions; amending s. 625.325, F.S.; exempting foreign insurers from investment requirements relating to subsidiaries and corporations under certain conditions; amending s. 626.914, F.S.; revising the definition of the term “diligent effort” to decrease the replacement cost threshold for a residential structure for purposes of proving rejection of coverage by authorized insurers; amending s. 626.918, F.S.; increasing the amount of capital and surplus required for an insurer to waive a requirement to be an eligible surplus lines insurer; amending s. 626.932, F.S.; deleting a provision relating to a surplus lines tax threshold; amending s. 626.9651, F.S.; revising requirements for rules adopted by the Department of Financial Services and the Financial Services Commission relating to the privacy of certain consumer information; amending s. 626.9891, F.S.; authorizing, rather than requiring, an insurer to report certain data; amending s. 627.4136, F.S.; providing applicability; amending s. 627.7015, F.S.; authorizing insurers to participate in mediations requested by third parties; revising terminology; revising the definition of the term “claim” to specify that any material issue of fact must relate to a loss arising from a declared state of emergency; amending s. 627.728, F.S.; providing that an Intelligent Mail barcode or a similar United States Postal Service tracking method is sufficient proof of notice for certain motor vehicle insurance notices; amending s. 627.748, F.S.; revising circumstances in which insurers may exclude coverage for owners or operators of transportation network company vehicles; amending s. 628.8015, F.S.; revising the type of documents that are confidential; amending s. 636.044, F.S.; providing an exemption from licensing requirements for a person who sells certain prepaid limited health service contracts; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Mayfield—

SB 786—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; providing an appropriation for

certain projects related to the Indian River Lagoon Comprehensive Conservation and Management Plan; authorizing the Department of Environmental Protection to make grants for such projects; directing the department to submit an annual report to the Governor and the Legislature; removing an obsolete provision; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Montford—

SB 788—A bill to be entitled An act relating to alternative high school graduation requirements; amending s. 1003.4282, F.S.; providing that, as of a specified school year, certain students are eligible for alternative pathways to a standard high school diploma; specifying the alternative pathways; requiring that students provide verified documentation of completion of the alternative pathway; requiring district school boards to incorporate certain information in the student progression plan; amending s. 1008.22, F.S.; providing that certain students may be eligible to complete an alternative pathway to a standard high school diploma; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Lee—

SJR 790—A joint resolution proposing an amendment to Section 2 of Article IV and the creation of a new section in Article XII of the State Constitution to require the Lieutenant Governor to serve as the Secretary of State, to specify the secretary's duties, and to authorize the Lieutenant Governor to cast tiebreaking votes on any measure on which the Senate is equally divided.

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

By Senator Lee—

SJR 792—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution to revise the duties and responsibilities of the Chief Financial Officer.

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

By Senator Braynon—

SB 794—A bill to be entitled An act relating to the Sunshine Scholarship Program; creating s. 1009.894, F.S.; establishing the Sunshine Scholarship Program for specified purposes; requiring the Department of Education to administer the program; providing student eligibility requirements; requiring a student to repay the scholarship amount under certain circumstances; providing an exception; providing that the program applies only to a student's tuition; providing for funding; requiring the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Rader—

SB 796—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Florida State Beekeepers Association license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Florida State Beekeepers Association license plate; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Braynon—

SB 798—A bill to be entitled An act relating to background screening; creating s. 435.13, F.S.; prohibiting employers from excluding an applicant from an initial interview for employment under certain conditions; providing applicability; providing exceptions; requiring the Department of Economic Opportunity to enforce the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Rules.

By Senator Braynon—

SB 800—A bill to be entitled An act relating to infectious disease elimination pilot programs; providing a short title; amending s. 381.0038, F.S.; authorizing the Department of Health to establish sterile needle and syringe exchange pilot programs upon request from eligible entities, rather than a single program established in Miami-Dade County; specifying who may be designated to operate a program; providing for the expiration of all pilot programs; providing for severability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SB 802—Withdrawn prior to introduction.

By Senator Passidomo—

SB 804—A bill to be entitled An act relating to the possession of real property; amending s. 66.021, F.S.; authorizing a person with a superior right to possession of real property to recover possession by ejectment; declaring that circuit courts have exclusive jurisdiction; providing that a plaintiff is not required to provide any presuit notice or demand to a defendant; requiring that copies of instruments be attached to a complaint or answer under certain circumstances; requiring a statement to list certain details; providing for construction; amending s. 82.01, F.S.; redefining the terms “unlawful entry” and “forcible entry”; defining the terms “real property,” “record titleholder,” and “unlawful detention”; amending s. 82.02, F.S.; exempting possession of real property under part II of ch. 83, F.S., and under chs. 513 and 723, F.S.; amending s. 82.03, F.S.; providing that a person entitled to possession of real property has a cause of action to regain possession from another person who obtained possession of real property by forcible entry, unlawful entry, or unlawful detainer; providing that a person entitled to possession is not required to give a defendant presuit notice; requiring the court to award plaintiff extra damages if a defendant acted in a willful and knowingly wrongful manner; authorizing bifurcation of actions for possession and damages; requiring that an action be brought by summary procedure; requiring the court to advance the cause on the calendar; renumbering and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and complaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse from the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 704.09, F.S.; requiring that a claim of customary use for the public use of private property be applied to a particular

parcel; providing for judicial determination of claims; repealing s. 82.061, F.S., relating to service of process; repealing s. 82.071, F.S., relating to evidence at trial as to damages; repealing s. 82.081, F.S., relating to trial verdict forms; providing an effective date.

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

By Senator Baxley—

SB 806—A bill to be entitled An act relating to water management district surplus lands; amending s. 373.089, F.S.; revising the circumstances when a water management district must publish its intention to sell surplus lands; revising the process for selling certain lower valued surplus lands; defining the term “adjacent property owners”; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

By Senator Baxley—

SB 808—A bill to be entitled An act relating to public records; amending s. 373.089, F.S.; providing an exemption for valuations, certain records, and sales offers for sales related to surplus lands; authorizing disclosure of such records under certain circumstances; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

By Senator Powell—

SB 810—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; authorizing an elector to vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the site's hours of operation; requiring the Division of Elections to adopt rules; providing an effective date.

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

By Senator Hukill—

SJR 812—A joint resolution proposing amendments to Section 17 of Article III and Sections 1 and 11 of Article V of the State Constitution to require the Legislature to establish a Court of Claims by general law, to provide for a judicial nominating commission for the court, and to provide that Court of Claims judges are subject to impeachment and trial by the Legislature for misdemeanors committed in office.

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

By Senator Hukill—

SB 814—A bill to be entitled An act relating to the court of claims; providing a directive to the Division of Law Revision and Information; creating s. 36.23, F.S.; providing a short title; creating s. 36.24, F.S.; establishing the Court of Claims; providing for venue; specifying that the court is headed by the Chief Judge of the Court of Claims; requiring the Governor to appoint court of claims judges from nominees recommended by a judicial nominating commission; providing that appointments to the court of claims are subject to Senate confirmation; authorizing the Governor to make temporary appointments to the court under certain circumstances; requiring a court of claims judge to re-apply to the judicial nominating commission if seeking reappointment; creating s. 36.25, F.S.; providing for jurisdiction, procedure, and appeal of judgments and orders of the Court of Claims; providing for staggered terms for initial appointments to the judicial nominating commission

and the Court of Claims; providing applicability; amending ss. 11.02, 11.047, 25.382, 409.993, and 768.28, F.S.; conforming provisions to changes made by the act; repealing s. 11.065, F.S., relating to claims against the state; providing a contingent effective date.

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

By Senator Powell—

SB 816—A bill to be entitled An act relating to an annual sales tax holiday for veterans of the United States Armed Forces; providing an annual sales tax holiday for veterans; specifying items that are eligible for the sales tax holiday; defining the term “veteran” for purposes of the sales tax holiday; requiring veterans to show proof of military status at the time of purchasing eligible items; specifying conditions for the tax-exempt status of layaways, exchanges, and Internet sales; specifying reporting requirements for retailers; authorizing the Department of Revenue to adopt emergency rules; providing for future repeal of the department's emergency rulemaking authority; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Powell—

SB 818—A bill to be entitled An act relating to an emergency exemption from tolls; amending s. 338.155, F.S.; providing an exemption from toll payment for persons operating motor vehicles on toll facilities within a county subject to a mandatory evacuation order; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Powell—

SB 820—A bill to be entitled An act relating to firesafety inspectors; creating s. 633.217, F.S.; prohibiting certain actions to influence a firesafety inspector to violate the Florida Fire Prevention Code, other rules of the State Fire Marshal, or ch. 633, F.S.; providing criminal penalties; providing an effective date.

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

By Senator Hutson—

SB 822—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer or importer of malt beverages and a licensed vendor; providing conditions for the exemption; prohibiting the manufacturer or importer of malt beverages from soliciting or receiving any portion of certain payments from its distributors; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Garcia—

SB 824—A bill to be entitled An act relating to the school district price level index; creating s. 1011.79, F.S.; requiring the Department of Education to issue a competitive solicitation for the review of the current price level index methodology by a specified entity; requiring a report of recommendations be provided to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget; providing that the competitive solicitation and review occur every 10 years; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Hukill—

SB 826—A bill to be entitled An act relating to the taxpayers' rights advocate; amending s. 20.21, F.S.; revising the supervisory authority over the taxpayers' rights advocate within the Department of Revenue; providing that the taxpayers' rights advocate may be removed from office only by the Chief Inspector General for cause; requiring the taxpayers' rights advocate to furnish an annual report to the Governor, the Legislature, and the Chief Inspector General by a specified date; providing requirements for the report; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Rules.

By Senator Farmer—

SJR 828—A joint resolution proposing the creation of Section 30 of Article X of the State Constitution to establish public policy against certain types of well stimulation in order to protect the state's water resources and to prohibit extreme well stimulation; providing a penalty.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Farmer—

SB 830—A bill to be entitled An act relating to nursing home and assisted living facility resident rights; amending s. 400.102, F.S.; providing additional grounds for action by the Agency for Health Care Administration against a licensee; amending s. 400.141, F.S.; requiring a nursing home facility to provide current and updated contact information to a resident and the State Long-Term Care Ombudsman Program; amending s. 400.145, F.S.; authorizing certain requests to be made orally; requiring nursing home facilities to provide a resident or a representative of a resident with access to or copies of certain records under certain conditions and within a specified timeframe; providing an exception for psychiatric records under certain circumstances; amending s. 429.28, F.S.; providing notice requirements regarding relocation or termination of residency from an assisted living facility; requiring the facility to send a copy of the notice to a representative of the State Long-Term Care Ombudsman Program within a specified timeframe; reenacting s. 400.121(1) and (2), F.S., relating to imposition of administrative fines by the agency, to incorporate the amendment made to s. 400.102, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Farmer—

SB 832—A bill to be entitled An act relating to funds for the education of inmates; amending s. 1011.80, F.S.; removing a provision prohibiting state funds for the operation of postsecondary workforce programs from being used for the education of state or federal inmates; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Farmer—

SB 834—A bill to be entitled An act relating to well stimulation; creating a short title; amending s. 377.19, F.S.; defining the term "extreme well stimulation"; creating s. 377.2427, F.S.; prohibiting persons from engaging in extreme well stimulation; prohibiting the Department of Environmental Protection from issuing permits that authorize extreme well stimulation; prohibiting the department from authorizing certain permit holders to engage in extreme well stimulation on or after

a specified date; imposing a specified fine for violations; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Farmer—

SB 836—A bill to be entitled An act relating to correctional privatization; transferring the duties of the Department of Management Services concerning private correctional facilities to the Department of Corrections; amending ss. 287.042, 945.215, 957.04, 957.06, 957.07, 957.08, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Farmer—

SB 838—A bill to be entitled An act relating to the sale and delivery of firearms; amending s. 790.065, F.S.; requiring that the parties, if neither party to a sale, lease, or transfer of a firearm is a licensed dealer, complete the sale, lease, or transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, a seller, lessor, or transferor, and a buyer, lessee, or transferee; authorizing a licensed dealer to charge a buyer or transferee specified fees; providing applicability; deleting provisions authorizing a licensee to complete the sale or transfer of a firearm to a person without receiving notification from the Department of Law Enforcement informing the licensee as to whether such person is prohibited from receipt or possession of a firearm or providing a unique approval number under certain circumstances; deleting provisions exempting a licensed importer, licensed manufacturer, or licensed dealer from the sale and delivery requirements, under certain circumstances; amending s. 790.0655, F.S.; applying the mandatory 3-day waiting period to private sales of handguns facilitated through a licensed dealer; amending s. 790.335, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Hutson—

SB 840—A bill to be entitled An act relating to gaming; creating s. 546.13, F.S.; defining terms; exempting a fantasy contest from certain regulations; amending s. 550.01215, F.S.; revising application requirements for a pari-mutuel operating license; authorizing a greyhound racing permitholder to specify certain intentions on its application; providing that a greyhound racing permitholder that has been issued a slot machine license remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of ch. 551, F.S., is eligible to be a guest track for certain purposes, and remains eligible for a cardroom license; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder's facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring that such permitholder comply with all contracts regarding distributions to thoroughbred horse purse supplements or breeders' awards entered into before a specified date; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; authorizing harness horse and quarter horse racing permitholders to elect not to conduct live racing under certain circum-

stances; authorizing a permitholder that elects not to conduct live racing to retain its permit and remain a pari-mutuel facility; specifying that, if such permitholder has been issued a slot machine license, the permitholder's facility remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of chs. 550 and 551, F.S., is eligible to be a guest track, and if the permitholder is a harness horse racing permitholder, a host track for intertrack wagering and simulcasting, and remains eligible for a cardroom license; authorizing a harness horse racing permitholder to be a host track for purposes of intertrack wagering and simulcasting; authorizing the division to approve a change in racing dates for a permitholder if the request for a change is received before a specified date and under certain circumstances; amending s. 551.104, F.S.; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenue effective on specified dates; providing a formula to calculate a surcharge amount; prohibiting the surcharge from exceeding a certain amount; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; deleting provisions relating to the renewal of a cardroom license; making technical changes; authorizing certain cardroom operators to offer a certain number of certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting a cardroom operator from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover more than 10 times the maximum wager for players participating in any one game; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the agreement; requiring a thoroughbred permitholder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; deleting provisions relating to a quarter horse racing permitholder's cardroom license; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Broxson—

SB 842—A bill to be entitled An act relating to home warranties; creating s. 634.346, F.S.; prohibiting home warranties from excluding coverage solely because of the presence of rust or corrosion, except under certain circumstances; specifying coverage requirements, under certain circumstances, for home warranties providing coverage on heating, ventilation, and air conditioning systems; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Bean—

SB 844—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; providing an exception to the excess credit hour surcharge requirement for certain students; providing a separate excess hour surcharge threshold for students enrolled in certain degree programs designated as areas of strategic emphasis by the Board of Governors; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senators Gainer and Steube—

SB 846—A bill to be entitled An act relating to sheriffs providing child protective investigative services; amending s. 39.3065, F.S.; requiring the Sheriff of Walton County to provide all child protective investigations in the county beginning with a specified fiscal year; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 848—A bill to be entitled An act relating to remote dispensing site pharmacies; amending s. 465.003, F.S.; redefining the term “pharmacy” to include remote dispensing site pharmacies; providing that an offsite pharmacist who supervises a registered pharmacy technician at a remote dispensing site is not considered to be not present or off duty; amending s. 465.014, F.S.; authorizing registered pharmacy technicians to compound and dispense medicinal drugs when operating under the electronic supervision of an offsite pharmacist; amending s. 465.015, F.S.; conforming provisions to changes made by the act; creating s. 465.0198, F.S.; providing permit requirements for remote dispensing site pharmacies; providing a permitting process for such pharmacies; providing requirements for such pharmacies; providing that such pharmacies are not considered pharmacy locations for certain purposes; authorizing such pharmacies to store, hold, and dispense medicinal drugs; prohibiting such pharmacies from performing centralized prescription filling; requiring such pharmacies to maintain a policy and procedures manual that includes specified information; amending s. 465.022, F.S.; authorizing a registered pharmacist to serve as the prescription department manager at up to a specified number of remote dispensing site pharmacies under certain conditions; amending s. 465.0265, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Rodriguez—

SB 850—A bill to be entitled An act relating to actions for rent or possession; amending s. 83.60, F.S.; requiring a court to conduct a trial within a specified timeframe for certain actions involving possession of a dwelling unit; authorizing the court to order a tenant to pay certain rent into the registry of the court during pendency of a proceeding if the tenant requests a continuance exceeding a specified number of days or a jury trial; requiring the court to schedule the case for immediate trial if such payment is not made; amending s. 83.56, F.S.; deleting a requirement that a tenant who wishes to defend against certain actions by a landlord comply with a specified provision; deleting a requirement that the court enter a default judgment in certain circumstances; providing an effective date.

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

By Senator Brandes—

SB 852—A bill to be entitled An act relating to the Florida Smart City Challenge Grant Program; creating s. 316.0899, F.S.; creating the program within the Department of Transportation; providing program goals; providing grant eligibility requirements; requiring the department to issue a request for proposals by a specified date; providing proposal requirements; providing requirements for award of grants and use of grant funds; defining the term “matching funds”; providing reporting requirements; requiring administrative support by the department; providing an appropriation; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 854—A bill to be entitled An act relating to corrections specialists; creating s. 943.1311, F.S.; authorizing the Department of Corrections to employ or appoint a person as a corrections specialist if that person is at least 18 years of age and meets specified criteria; prohibiting a person from being employed or appointed for longer than a certain period of time; providing exceptions; prohibiting a corrections specialist program participant from supervising inmates; specifying the duties that a person employed or appointed as a corrections specialist is authorized to perform; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Montford—

SB 856—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; authorizing the use of credits earned upon completion of a registered apprenticeship or pre-apprenticeship to satisfy specified high school graduation credit requirements; requiring that the State Board of Education approve and identify apprenticeship and preapprenticeship programs for such purpose; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senators Steube, Mayfield, and Taddeo—

SB 858—A bill to be entitled An act relating to daylight saving time; exempting the State of Florida and its political subdivisions from daylight saving time; requiring that the state and all of its political subdivisions observe standard time; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Rules.

By Senator Bracy—

SB 860—A bill to be entitled An act relating to criminal history records; creating s. 943.0586, F.S.; requiring the Criminal Justice Information Program to administratively seal the criminal history records of a minor upon notification by the clerk of the court under specified circumstances; providing applicability for the administrative sealing of specified criminal history records; providing a contingent effective date.

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

By Senator Bracy—

SB 862—A bill to be entitled An act relating to public records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing a contingent effective date.

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

SB 864—Withdrawn prior to introduction.

By Senator Bracy—

SB 866—A bill to be entitled An act relating to sentencing; amending s. 775.082, F.S.; revising the threshold of assessed sentence points below which a court must sentence nonviolent felony offenders who commit certain offenses on or after a specified date to a nonstate prison sanction; providing an exception; amending s. 921.0024, F.S.; revising the computation of the lowest permissible sentence under the Criminal Punishment Code for certain offenses; reenacting ss. 921.0024(1), 921.0026(1) and (2)(m), 921.00265(1), 924.06(1)(e), 948.01(7) and (8), 948.06(2)(i) and (j) and (8)(b), and 948.20(1), F.S., relating to prison diversion programs, mitigating circumstances, recommended sentences, appeals by defendants, placement on probation or into community control, violations of probation and community control, and drug offender probation, respectively, to incorporate the amendment made to s. 921.0024, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 868—A bill to be entitled An act relating to presentence information; amending ss. 921.231 and 948.015, F.S.; requiring the Department of Corrections to report specified sentencing information regarding first-time offenders in a presentence report; amending s. 948.08, F.S.; making a clarifying technical change; reenacting s. 944.17(5), F.S., relating to commitments, classifications, and transfers to the state correctional system, to incorporate the amendment made to s. 921.231, F.S., in a reference thereto; providing an effective date.

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

By Senator Bracy—

SB 870—A bill to be entitled An act relating to capital felonies; amending ss. 921.141 and 921.142, F.S.; providing legislative findings and intent regarding the retroactive application of *Hurst v. State*, No. SC12-1947 (Fla., October 14, 2016); providing an effective date.

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

By Senator Grimsley—

SB 872—A bill to be entitled An act relating to young farmers and ranchers; creating s. 570.842, F.S.; creating the Florida Young Farmer and Rancher Matching Grant Program within the Department of Agriculture and Consumer Services; specifying the purpose of the grants; requiring the department to select grant recipients based on certain criteria; requiring the department to adopt rules; specifying minimum grant selection criteria; specifying a grant award minimum and maximum; requiring that no more than one award per year may go to an individual recipient; specifying that grant funding is contingent upon specific appropriation from the Legislature; creating s. 570.843, F.S.; creating the Florida Young Farmer and Rancher Advisory Council within the department; specifying membership of the council; providing for staggered terms; specifying the meetings, powers, duties, procedures, and recordkeeping of the council; specifying that the council may submit findings and recommendations to the Commissioner of Agriculture; specifying the issues the council may examine; creating s. 570.844, F.S.; requiring the department to establish a clearinghouse on its website for resources to assist young and beginning farmers and ranchers; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senators Passidomo, Stewart, Taddeo, Torres, and Montford—

SB 874—A bill to be entitled An act relating to state funds; amending s. 215.32, F.S.; exempting the State Housing Trust Fund and the Local

Government Housing Trust Fund from a provision authorizing the Legislature, in the General Appropriations Act, to transfer unappropriated cash balances from specified trust funds to the Budget Stabilization Fund and General Revenue Fund; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 876—A bill to be entitled An act relating to alarm confirmation; amending s. 489.529, F.S.; revising requirements for alarm confirmation to include additional methods by which an alarm monitoring company may confirm a residential or commercial intrusion/burglary alarm signal and to require that two attempts be made to confirm an alarm signal; providing an effective date.

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

By Senator Campbell—

SB 878—A bill to be entitled An act relating to noneconomic damages for wrongful death suits; repealing s. 766.118, F.S., relating to determination of noneconomic damages and limits on noneconomic damages; amending s. 766.209, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Campbell—

SB 880—A bill to be entitled An act relating to criminal justice; repealing s. 843.085, F.S.; deleting a prohibition against wearing or displaying certain badges or indicia of authority of certain federal, state, county, or municipal agencies without authorization; deleting a prohibition against owning or operating a motor vehicle marked or identified with certain indicia of a criminal justice agency; deleting a prohibition against selling, transferring, or giving away an authorized badge of a criminal justice agency; deleting an exception; deleting a penalty; repealing s. 918.19, F.S.; deleting a requirement that the prosecuting attorney open the closing arguments after the closing of evidence in a criminal prosecution; deleting a provision authorizing the accused or the accused's attorney to reply; deleting a provision authorizing the prosecuting attorney to reply in rebuttal; deleting a provision requiring such criminal procedures method to control under certain circumstances; repealing s. 922.095, F.S.; deleting a requirement that a person convicted and sentenced to death pursue all possible collateral remedies in state court in accordance with specified rules; repealing s. 922.108, F.S.; deleting prohibitions against specifying a particular method of execution in a sentence of death and against reversing any sentence over the wording or form of the sentencing order; repealing s. 924.051, F.S.; deleting definitions of terms; deleting requirements that the terms and conditions of direct appeals and collateral review in criminal cases be strictly enforced; deleting provisions relating to legislative intent; amending s. 925.12, F.S.; deleting provisions specifying that the Legislature intends that the Supreme Court adopt certain rules of procedure; deleting a provision relating to legislative intent; amending s. 948.01, F.S.; deleting a requirement that the Department of Corrections, in consultation with the Office of the State Courts Administrator, revise and make available uniform order of supervision forms annually or as necessary for the courts to use for persons placed on community supervision; amending s. 948.06, F.S.; deleting a provision authorizing a court to impose a sanction with a term of a certain duration upon the revocation or modification of probation or community control; amending s. 948.09, F.S.; deleting provisions authorizing the department, at its discretion, to require offenders under any form of supervision to submit to and pay for urinalysis testing; deleting a provision that makes a failure to make such payment grounds for revocation of supervision or removal from a pretrial intervention program; deleting an exemption to the payment requirement; deleting a requirement that the department establish a payment plan for all costs ordered by a court for collection by

the department and a priority order for victim restitution payments over all other court-ordered payments; deleting a provision authorizing the department not to disburse cumulative amounts of less than a specified value to certain payees; amending s. 985.534, F.S.; conforming a cross-reference to changes made by the act; reenacting ss. 948.012(2)(b), 948.10(3), 948.20(3), and 958.14, F.S., relating to split sentences of probation or community control and imprisonment, community control programs and home confinement, drug offender probation, and violation of probation or community control programs, respectively, to incorporate the amendment made to s. 948.06, F.S., in references thereto; reenacting ss. 944.4731(2)(b) and (7)(b), 947.1405(2), 948.01(6), and 948.06(5), F.S., relating to the Addiction-Recovery Supervision Program, a conditional release program, when a court may place a defendant on probation or into community control, and failure to pay restitution or costs of supervision, respectively, to incorporate the amendment made to s. 948.09, F.S., in references thereto; providing an effective date.

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

By Senators Campbell and Garcia—

SM 882—A memorial to the Congress of the United States, urging Congress to preserve the Deferred Action for Childhood Arrivals Program.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

SB 884—Withdrawn prior to introduction.

By Senator Baxley—

SB 886—A bill to be entitled An act relating to defrauding or attempting to defraud drug tests; amending s. 817.565, F.S.; defining the term “adulterant”; prohibiting a person from defrauding or attempting to defraud a certain hair follicle test; prohibiting a person from giving away or transporting into this state a substance or device that is used with intent to defraud or in attempts to defraud a lawfully administered hair follicle test designed to detect the presence of chemical substances or controlled substances; creating enhanced criminal penalties; creating a presumption of intent to defraud or attempt to defraud under certain circumstances; providing an effective date.

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

By Senator Campbell—

SM 888—A memorial to the Congress of the United States, urging the Congress to pass H.R. 4184, the ESPERER Act of 2017.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Rules.

By Senator Baxley—

SB 890—A bill to be entitled An act relating to insurance coverage for hearing aids for children; creating s. 627.6413, F.S.; requiring certain health insurance policies to provide hearing aid coverage for insured children; providing coverage requirements; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Garcia—

SB 892—A bill to be entitled An act relating to financial institution payments to surviving successors; creating s. 655.795, F.S.; authorizing

a financial institution to pay to the surviving successor of a decedent depositor, without any court proceedings, order, or judgment authorizing the payment, the funds in the decedent's deposit accounts and certificates of deposit if the sum does not exceed a specified amount; providing that the financial institution has no duty to make certain determinations; defining the term "surviving successor"; requiring the surviving successor to provide a certified copy of the decedent's death certificate and a specified affidavit to the financial institution; providing construction relating to liability and indemnification; providing an affidavit form that the surviving successor may use; providing construction relating to any conflict with the Florida Probate Code; providing an effective date.

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

By Senator Garcia—

SB 894—A bill to be entitled An act relating to mortgage lending; amending s. 494.001, F.S.; revising the definition of the term "mortgage loan"; amending s. 494.00115, F.S.; defining the term "hold himself or herself out to the public as being in the mortgage lending business"; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Farmer—

SB 896—A bill to be entitled An act relating to nursing homes and related health care facilities; creating s. 366.042, F.S.; requiring the Florida Public Service Commission to ensure that public utilities effectively prioritize the restoration of services to certain health care facilities in the event of emergencies; amending s. 366.15, F.S.; deleting a provision specifying that noncompliance with certain provisions related to medically essential electric public utility service does not form the basis for a cause of action against a public utility; deleting a provision specifying that a public utility's failure to comply with certain obligations does not constitute negligence; amending s. 400.0060, F.S.; defining the term "autonomy"; amending s. 400.0063, F.S.; establishing an Office of the State Long-Term Care Ombudsman within the Department of Elderly Affairs to administer the State Long-Term Care Ombudsman Program; requiring the office to contract with or make a grant to a private nonprofit organization to manage the day-to-day operations of the program; providing that the office is not responsible for the licensing or certification of long-term care facilities and prohibiting the office from having a relationship with any such facility; revising the appointment and removal processes for the state ombudsman; requiring the state ombudsman and the office's legal advocate to register as lobbyists; expanding the duties of the legal advocate to include assisting the state ombudsman with certain tasks related to the autonomy of the program; amending s. 400.0065, F.S.; providing that a purpose of the State Long-Term Care Ombudsman Program is to support, rather than to administer, the state and local councils; revising requirements for the annual report required to be prepared by the State Long-Term Care Ombudsman; amending s. 400.0067, F.S.; revising the membership of the State Long-Term Care Ombudsman Council; revising the number of consecutive terms that may be served by the chair of the state council; amending s. 400.0069, F.S.; requiring each state long-term care ombudsman district to convene a public meeting at least monthly, rather than quarterly; requiring representatives of the program, upon an affirmative vote of the state council, to comment on certain existing and proposed rules, regulations, and policies; amending s. 400.0073, F.S.; authorizing state and local councils to hold public hearings related to certain investigations; requiring the legal advocate to pursue legal remedies under certain circumstances; amending s. 400.0074, F.S.; requiring that onsite administrative assessments include the review of the facility's emergency management plan; authorizing the office's legal advocate to pursue legal remedies for certain violations; requiring, rather than authorizing, the department to adopt rules implementing procedures for conducting onsite administrative assessments of long-term care facilities; amending s. 400.0077, F.S.; specifying that the public discussion of administrative assessments before the council is open to the public and subject to ch. 119 and s. 286.011, F.S.; amending s. 400.0078, F.S.; requiring the State Long-Term Care Ombudsman Program to create and make available a poster that contains certain

information; requiring each long-term care facility to display the State Long-Term Care Ombudsman Program poster; creating s. 400.008, F.S.; providing legislative intent; requiring the Office of the State Long-Term Care Ombudsman to conduct unannounced quality-of-care evaluations of certain health and long-term care facilities; providing civil immunity from liability for certain personnel of the office who participate in evaluations; amending s. 400.0081, F.S.; requiring long-term care facilities to timely provide to the program, upon request, copies of records, policies, or documents needed to complete an investigation or assessment; requiring, rather than authorizing, the department to adopt rules to establish procedures to ensure access to facilities, residents, and records; amending s. 400.0083, F.S.; revising a penalty; requiring the Office of the State Long-Term Care Ombudsman to investigate alleged violations of willful interference with representatives of the State Long-Term Care Ombudsman Program and retaliation against specified persons; requiring the office to report to the Agency for Health Care Administration if it is determined that a violation occurred; requiring the agency to impose a fine for certain instances of interference with or retaliation against the State Long-Term Care Ombudsman Program; requiring the agency to collect and transfer fines into the Quality of Long-Term Care Facility Improvement Trust Fund; requiring that the Division of Administrative Hearings conduct a hearing if a determination of a violation is contested; requiring the division to adopt rules; requiring the administrative law judge to render a decision within a specified timeframe after a hearing; requiring the Chief Inspector General to investigate any willful agency interference with the State Long-Term Care Ombudsman Program; amending s. 400.0087, F.S.; requiring the nonprofit organization responsible for the day-to-day operations of the State Long-Term Care Ombudsman Program to consult with the state ombudsman in developing and submitting a budget to the department; limiting to a specified percentage the amount that the department may divert from the federal ombudsman appropriation to cover administrative costs associated with the State Long-Term Care Ombudsman Program; amending s. 400.0089, F.S.; specifying the information that must be included in quarterly reports required to be made by the State Long-Term Care Ombudsman Program; requiring the State Long-Term Care Ombudsman Program to include an analysis of such information in an annual report; amending s. 400.0091, F.S.; revising the subject areas that must be addressed in the curriculum for initial and continuing education training provided to representatives of the State Long-Term Care Ombudsman Program; creating s. 400.0223, F.S.; defining the term "electronic monitoring device"; requiring nursing homes to allow residents, and certain individuals on their behalf, to monitor the residents' rooms through the use of electronic monitoring devices; requiring nursing homes to require persons who conduct such monitoring to post a specific notice on the door to the residents' rooms; providing that such monitoring is voluntary and may be conducted only at the request and expense of residents or certain individuals on their behalf; prohibiting nursing homes from making certain inquiries of prospective residents or of the representatives of prospective residents; prohibiting nursing homes from rejecting applications for residency or removing residents because of intent to use or use of electronic monitoring devices; requiring nursing homes to inform residents and specified individuals of the resident's right to conduct electronic monitoring; requiring nursing homes to make reasonable physical accommodations for electronic monitoring and to provide a place for mounting and access to a power source; authorizing nursing homes to require that electronic monitoring be conducted in plain view; authorizing nursing homes to require that a request to conduct electronic monitoring be made in writing; providing that audio or video recordings created through the use of electronic monitoring may be admitted into evidence in court or administrative proceedings; providing criminal penalties for nursing home administrators who violate specified provisions relating to electronic monitoring; requiring prior written consent from a resident or certain individuals acting on the resident's behalf before a nursing home employee, officer, or agent may interfere with an electronic monitoring device; providing a criminal penalty for such interference without prior written consent; imposing a civil penalty on nursing homes that violate provisions related to electronic monitoring; requiring the agency to transfer certain funds into the Quality of Long-Term Care Facility Improvement Trust Fund; repealing s. 400.0238, F.S., relating to limitations on punitive damages; amending s. 400.0239, F.S.; conforming provisions to changes made by the act; creating s. 400.1185, F.S.; requiring licensed facilities to establish internal resident safety and quality-of-care coordinator programs; specifying required components for the programs, including development and implementation of a reporting system for adverse incidents; requiring that the reporting

system require employees and agents to report adverse incidents to the facility's quality-of-care coordinator within a specified timeframe; assigning responsibility for the programs to facility governing boards; requiring facilities to hire a risk manager to serve as the quality-of-care coordinator; limiting the number of internal resident safety and quality-of-care programs that coordinators may be responsible for; encouraging the development of other approaches to reducing adverse incidents and violations of residents' rights; requiring the agency to adopt rules to administer the programs; requiring that programs file all incident reports with a designated employee of the facility, who must meet certain requirements; providing immunity from civil liability for individuals who file incident reports; defining the term "adverse incident"; requiring facilities to submit annual reports that must include specified information to the agency by a specified date; requiring the agency to review the information submitted to determine whether disciplinary action is warranted; requiring facilities to submit an incident report and specified information to the agency within a certain timeframe after they receive the report; requiring the agency to determine within a certain timeframe whether certain adverse incidents have occurred; requiring the agency to require a written plan of correction from facilities that violate reporting requirements or provisions relating to the internal resident safety and quality-of-care coordinator programs; authorizing the agency to impose specified civil penalties and administrative fines for certain violations; requiring facilities to provide the agency with access to certain facility records; requiring the agency to review quality-of-care programs as part of its licensure inspection process; providing that, in the absence of intentional fraud, quality-of-care coordinators may not be held financially liable for actions taken within the scope of their authority in connection with the administration of this section; requiring the agency to report to the appropriate regulatory board its reasonable belief that the conduct of an agent or employee of a licensed facility constitutes grounds for disciplinary action; requiring the agency to publish on its website an annual report card containing specific information for licensed facilities beginning on a specified date; requiring the report card to include a specified statement; amending s. 400.141, F.S.; requiring a licensed nursing home to satisfy certain financial requirements; providing that the required funds may not be used for litigation costs or attorney fees in certain circumstances; creating s. 400.1411, F.S.; requiring nursing home facilities, as a condition of licensure, to demonstrate to the satisfaction of the agency and the Office of Insurance Regulation of the Financial Services Commission the financial ability to pay claims and costs arising out of the rendering of, or the failure to render, care or services; providing proper means of documentation; requiring insurers, self-insurers, and risk retention groups to promptly notify the agency and the office of cancellation or nonrenewal of insurance; requiring a licensee to pay the entire amount of a judgment, award, or settlement and all accrued interest if a court orders a final judgment against the licensee; providing that certain deceptive, untrue, or fraudulent representations or violations of financial requirements by any individual or entity on behalf of a facility may result in disciplinary action or a civil penalty with no aggregate limit; requiring the agency to issue a conditional license and authorizing the agency to immediately suspend a license if a facility shows a continuous pattern of violation of this section; amending s. 400.19, F.S.; requiring the agency to determine compliance with standards for electricity and emergency power sources during routine unannounced inspections of licensed nursing home facilities; amending s. 400.191, F.S.; requiring facilities that are on the Nursing Home Guide Watch List to conspicuously post a sign that meets certain requirements on each entrance to the facility for a certain period of time; requiring the agency to cite for a class I violation, place a facility on a 6-month inspection cycle, and extend the duration of a facility's inclusion on the watch list for a specified additional period of time under certain circumstances; creating s. 400.226, F.S.; requiring licensed nursing homes to comply with certain federal rules and regulations; providing that a violation of such federal regulations is considered negligence per se; amending s. 400.23, F.S.; requiring the agency, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring a licensed nursing home facility to have adequate electrical equipment, an emergency power source, and a supply of fuel which meet specified criteria; requiring a comprehensive emergency plan to provide for the evacuation of all residents of a facility if the facility experiences a power outage and is unable to sustain adequate emergency power; requiring the agency to immediately impose a civil penalty in a specified amount on a facility if it determines that a resident of the facility died as the result of abuse or neglect; amending s. 406.11, F.S.; requiring medical examiners to determine the

cause of death when a person dies in their district in a nursing home on the federal Special Focus Facility list or on the Nursing Home Guide Watch List; amending s. 406.13, F.S.; requiring a medical examiner to notify and forward documentation to the state attorney if he or she determines that a nursing home resident died as a result of abuse, sexual abuse, or negligence; requiring the state attorney to seat a grand jury within 90 days after receipt of such notification and investigate whether criminal charges are warranted; repealing s. 429.298, F.S., relating to limitations on punitive damages; amending s. 429.34, F.S.; requiring the agency to determine compliance with certain standards during the routine inspection of a licensed assisted living facility, including those related to construction and emergency power sources; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules relating to electricity and requiring a licensed assisted living facility to maintain equipment sufficient to provide an emergency power source and a supply of fuel which meet specified criteria; requiring that a comprehensive emergency plan provide for the evacuation of all residents of a facility if the facility experiences a power outage and is unable to sustain emergency power as required; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Perry—

SB 898—A bill to be entitled An act relating to self-service storage facilities; amending s. 83.806, F.S.; providing that advertisement of a sale or disposition of property may be published on certain websites; deleting a required alternative form of advertisement; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Regulated Industries; Judiciary; and Rules.

By Senator Flores—

SB 900—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; providing definitions; granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter died as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act are to be borne by the employer; requiring the Division of the State Fire Marshal to adopt certain rules; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Perry—

SB 902—A bill to be entitled An act relating to the tax on commercial real property; amending s. 212.031, F.S.; providing a specified exemption from the tax imposed on rental or license fees charged for the use of commercial real property; revising the amount of the exemption at specified intervals; authorizing the Department of Revenue to review any lease, license, or other information for certain purposes; authorizing the department, under certain circumstances, to adjust the total rental charge subject to the exemption; providing for the future repeal of s. 212.031, F.S., relating to the imposition of a tax on the rental or license fees charged for the use of commercial real property; amending s. 212.0598, F.S.; conforming a provision to changes made by the act; amending s. 212.0602, F.S.; defining the term "qualified production services"; conforming provisions to changes made by the act; conforming cross-references; amending ss. 288.1258, 338.234, and 341.840, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing effective dates.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Powell—

SB 904—A bill to be entitled An act relating to lis pendens; amending s. 48.23, F.S.; providing that a person who acquires for a value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; providing an effective date.

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

By Senator Young—

SB 906—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for building plans, blueprints, schematic drawings, and diagrams held by an agency which depict the internal layout or structural elements of certain health care facilities; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Steube—

SB 908—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be verified; requiring the notice to contain certain statements; requiring a claimant to attach certain documents to a notice of nonpayment; providing that a claimant who serves a fraudulent notice of nonpayment shall be deprived of his or her rights under a bond; requiring a notice of nonpayment to be in a prescribed form; amending s. 627.756, F.S.; providing that a provision relating to attorney fees applies to certain suits brought by contractors; deeming contractors to be insureds or beneficiaries for certain purposes; reenacting s. 627.428, F.S., relating to attorney fees; amending s. 713.23, F.S.; requiring a lienor to serve a verified notice of nonpayment to specified entities during a certain period of time; requiring a notice of nonpayment to contain certain statements; requiring a lienor to attach certain documents to a notice of nonpayment; providing that a lienor who serves a fraudulent notice of nonpayment is deprived of his or her rights under the bond; requiring a notice of nonpayment to be in a prescribed form; amending s. 713.245, F.S.; providing that a contractor may record a notice identifying a project bond as a conditional payment bond before project commencement to make the duty of a surety to pay lienors coextensive with the contractor's duty to pay; providing that failure to list or record a bond as a conditional payment bond does not convert such a bond into a common law bond or a bond furnished under a specified provision; revising the statement that must be included on a conditional payment bond; providing applicability; providing an effective date.

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

By Senator Garcia—

SB 910—A bill to be entitled An act relating to local business taxes; creating s. 205.055, F.S.; providing an exemption from business taxes and fees for certain veterans, spouses and unremarried surviving spouses of such veterans, spouses of certain active duty military servicemembers, specified low-income individuals, and certain businesses in which a majority interest is owned by exempt individuals; providing requirements for requesting the exemption; repealing s. 205.171, F.S., relating to exemptions allowed for disabled veterans of any war or their unremarried spouses; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Broxson—

SB 912—A bill to be entitled An act relating to agency rulemaking; amending s. 120.54, F.S.; requiring certain notices to include an agency website address for a specified purpose; requiring an agency to prepare a statement of estimated regulatory costs before adopting or amending any rule other than an emergency rule; requiring an agency to prepare a statement of estimated regulatory costs before repealing a rule in certain circumstances; providing for the consideration of challenges to a rule repeal; amending s. 120.541, F.S.; requiring the Department of State to include on the Florida Administrative Register website the agency website addresses where statements of estimated regulatory costs can be viewed in their entirety; requiring an agency to include in its notice of intended action the agency website address where the statement of estimated regulatory costs can be read in its entirety; requiring an agency to provide a notice of revision when the agency revises a statement of estimated regulatory costs; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Garcia—

SB 914—A bill to be entitled An act relating to the practice of pharmacy; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy”; amending s. 465.0125, F.S.; requiring a pharmacist seeking licensure as a consultant pharmacist to complete additional training as required by the Board of Pharmacy; authorizing a consultant pharmacist to perform specified services under certain conditions; revising the responsibilities of a consultant pharmacist; requiring a consultant pharmacist and a supervising physician to maintain a protocol; requiring the protocol to be available upon request; deleting a provision that authorizes certain consultant pharmacists or doctors of pharmacy to order and evaluate any laboratory or clinical testing for persons under the care of a home health agency; amending s. 465.189, F.S.; authorizing a pharmacist who is certified to administer vaccines to adults to perform specified services under certain conditions; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Senator Grimsley—

SB 916—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.001, F.S.; defining the terms “heavy equipment rental property,” “dealer of heavy equipment rental property,” and “short-term rental,” and redefining the term “inventory,” for purposes of provisions relating to the imposition of ad valorem taxes; amending ss. 112.312, 192.042, 212.08, 220.03, and 624.5105, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Grimsley—

SB 918—A bill to be entitled An act relating to clerks of circuit court; amending s. 28.07, F.S.; requiring records and books to be readily accessible at the county seat; amending s. 318.1451, F.S.; requiring all driver improvement course providers, within 7 business days, to transmit the individual completion certificate, or related data sufficient to update the Comprehensive Case Information System, through the statewide e-filing portal to a specified clerk of circuit court; providing an effective date.

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

By Senators Bradley and Braynon—

SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; defining the term “deferred presentment installment transaction”; amending s. 560.404, F.S.; specifying the maximum face amount of checks which may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a preferred presentment provider or its affiliate; conforming a cross-reference; revising a notice in deferred presentment agreements; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider’s deposit or presentment of a drawer’s check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer a scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider’s acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider’s or its affiliate’s presentment of a drawer’s check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Bean—

SB 922—A bill to be entitled An act relating to the sale of alcoholic beverages; amending s. 565.02, F.S.; providing an exception to the miniature bottle requirement for operators of intrastate railroads and sleeper cars; providing an effective date.

—was referred to the Committees on Regulated Industries; Transportation; and Rules.

By Senator Baxley—

SB 924—A bill to be entitled An act relating to health benefit coverage for prescription eye drop refills; creating s. 627.6411, F.S.; requiring health insurance policies providing coverage for certain prescription eye drops to provide coverage for eye drop prescription refills under certain circumstances; providing that such benefits are subject to the same cost-sharing provisions established for other prescription drug benefits under such policies; amending s. 627.662, F.S.; providing applicability of prescription eye drop refill coverage requirements to group health insurance, blanket health insurance, and franchise health insurance; amending s. 641.31, F.S.; requiring health maintenance contracts providing coverage for certain prescription eye drops to provide coverage for eye drop prescription refills under certain circumstances; providing that such benefits are subject to the same cost-sharing provisions established for other prescription drug benefits under such contracts; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Broxson—

SB 926—A bill to be entitled An act relating to natural gas fuel taxes; amending s. 206.9952, F.S.; conforming provisions to changes made by the act; amending s. 206.9955, F.S.; delaying the effective date of certain taxes on natural gas fuel; amending s. 206.996, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Bracy and Rouson—

SB 928—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; revising threshold amounts and types of property which qualify for theft offenses; amending s. 812.015, F.S.; revising threshold amounts for retail theft; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 985.557, F.S.; conforming cross-references; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 538.09(5), 538.23(2), 550.6305(10), 634.319(2), 634.421(2), 636.238(3), 642.038(2), 705.102(4), 718.111(1)(d), 812.015(2), 812.0155(1) and (2), 812.14(4), (7), and (8), 893.138(3), 943.051(3)(b), and 985.11(1)(b), F.S., relating to adverse possession without color of title, criminal history checks for certain water management district employees and others, clinic responsibilities, responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable, moneys received by contractors, secondhand dealer registration, secondary metals recycler violations and penalties, intertrack wagering, diversion or appropriation of funds by warranty association sales representatives, collection of fees for purported membership in discount plan organizations, diversion or appropriation of funds by legal expense insurance sales representatives, reporting lost or abandoned property, condominium associations, retail and farm theft, suspension of driver license following an adjudication of guilt for theft, trespass and larceny with relation to utility fixtures and theft of utility services, local administrative action to abate drug-related, prostitution-related, or stolen-property-related public nuisances and criminal gang activity, fingerprinting of certain minors, and fingerprinting and photographing of certain children, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

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

By Senator Montford—

SB 930—A bill to be entitled An act relating to the placement of instructional personnel; amending s. 1012.34, F.S.; prohibiting the use of a specified student learning growth formula as the only factor in determining the placement of certain instructional personnel; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Bracy—

SB 932—A bill to be entitled An act relating to the citizen support organization for Florida Missing Children’s Day; amending s. 683.231, F.S.; abrogating the scheduled repeal of provisions governing the citizen support organization; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Hukill—

SB 934—A bill to be entitled An act relating to property tax exemptions; amending s. 196.202, F.S.; increasing the property tax exemption for residents who are widows, widowers, blind, or totally and permanently disabled; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Powell—

SB 936—A bill to be entitled An act relating to juvenile justice; amending s. 944.292, F.S.; creating an exception to the suspension of civil rights upon the conviction of a felony for children convicted as adults; amending s. 985.556, F.S.; deleting provisions requiring that a state attorney request the court to transfer and certify a child for prosecution as an adult under certain circumstances; revising the factors that a court must consider when determining whether a child should be transferred to adult court; amending s. 985.557, F.S.; eliminating discretionary direct filing for children of specified ages; revising the list of crimes for which children of specified ages who are charged with committing, attempting to commit, or conspiring to commit may have an information filed against them by a state attorney; requiring specified information to be included in certain orders; requiring chief judges of the judicial circuits to periodically collect and report certain data to the Department of Juvenile Justice; deleting provisions requiring that a child be prosecuted as an adult if the child committed or attempted to commit specified crimes; deleting provisions relating to sentencing a child who commits or attempts to commit specified crimes; requiring children of certain ages who are convicted and sentenced to the Department of Corrections to be kept completely separated from adult offenders in the facility; authorizing a child who is transferred to adult court to request, in writing, a hearing before the court to determine whether he or she shall remain in adult court; requiring the court to consider specified facts in determining whether the public safety would be served by retaining jurisdiction; authorizing the court to transfer a child back to a juvenile court; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; requiring the department, beginning on a specified date, to collect specified information relating to children who qualify for prosecution as adults and children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period and provide such report to the Governor and Legislature by a specified date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report analyzing certain data and provide such report to the Governor and Legislature by a specified date; amending s. 985.56, F.S.; providing a minimum age limit for children who are subject to the jurisdiction of a court if they are charged with a violation punishable by death or life imprisonment; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; providing for the tolling of time limits for specified purposes; making technical changes; amending s. 985.565, F.S.; revising the criteria to be used in determining whether to impose juvenile or adult sanctions; deleting provisions requiring the sentencing of children who commit offenses punishable by death or life imprisonment or other specified offenses; conforming provisions to changes made by the act; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.15, F.S.; conforming provisions to changes made by the act; amending s. 985.265, F.S.; authorizing, rather than requiring, a court to order a child to be housed in an adult detention facility in certain circumstances; reenacting s. 985.26(2)(c), F.S., relating to the definition of the term “disposition,” to incorporate the amendments made to ss. 985.557 and 985.56, F.S., in references thereto; reenacting s. 985.514(3), F.S., relating to responsibility for cost of care and fees, to incorporate the amendment made to s. 985.565, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 938—A bill to be entitled An act relating to the Department of Corrections’ direct-support organization; amending s. 944.802, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization that is permitted use of fixed properties and facilities of the state correctional system by the Department of Corrections; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rodriguez—

SM 940—A memorial to the Congress of the United States, urging Congress to apply law and policy in Puerto Rico without discrimination or inequality and to incorporate the Commonwealth of Puerto Rico into the United States.

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

By Senator Bracy—

SB 942—A bill to be entitled An act relating to the Department of Juvenile Justice’s direct-support organization; amending s. 985.672, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Montford—

SB 944—A bill to be entitled An act relating to the Teacher Scholarship Program; creating s. 1009.897, F.S.; establishing the Teacher Scholarship Program within the Department of Education; providing a purpose of, and the criteria for, student eligibility for the program; specifying duties of each postsecondary institution for the program; providing for disbursement of the scholarship awards; providing for stipends; specifying funding and the department’s authority to prorate awards under a certain circumstance; providing for rulemaking; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Flores—

SB 946—A bill to be entitled An act relating to Florida Keys Community College; amending s. 1000.21, F.S.; changing the name of Florida Keys Community College to “The College of the Florida Keys”; providing an effective date.

—was referred to the Committees on Education; Appropriations; and Rules.

By Senators Book and Baxley—

SB 948—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Mayfield—

SB 950—A bill to be entitled An act relating to state employment; repealing s. 110.181, F.S., relating to the Florida State Employees’ Charitable Campaign; creating s. 110.182, F.S.; prohibiting an organization, an entity, or a person from intentionally soliciting state employees for fundraising or business purposes within specified areas during specified times; providing exceptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Steube and Hutson—

SB 952—A bill to be entitled An act relating to cruelty to animals; providing a short title; amending s. 828.12, F.S.; authorizing a court to prohibit certain offenders from owning or having contact with animals; amending s. 921.0022, F.S.; revising the ranking of offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

By Senator Passidomo—

SB 954—A bill to be entitled An act relating to the state employees' prescription drug program; amending s. 110.12315, F.S.; requiring the Department of Management Services to implement formulary management cost-saving measures; providing requirements for such measures; amending ch. 99-255, Laws of Florida; removing a provision that prohibits the department from implementing a restricted prescription drug formulary or prior authorization program in the state employees' prescription drug program; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Mayfield—

SB 956—A bill to be entitled An act relating to public records; creating s. 119.07135, F.S.; providing that certain information related to agency contracts is not confidential or exempt from public records requirements; amending s. 24.105, F.S.; deleting provisions relating to exemptions from public records requirements for certain information held by the Department of the Lottery; amending s. 73.0155, F.S.; deleting provisions relating to public records exemptions for trade secrets held by governmental condemning authorities; amending s. 119.071, F.S.; deleting a provision declaring that certain data processing software exempt from public records requirements is considered a trade secret; amending s. 119.0713, F.S.; deleting a provision exempting trade secrets held by local government agencies from public records requirements; amending s. 125.0104, F.S.; deleting a provision exempting trade secrets held by county tourism development agencies from public records requirements; amending s. 163.01, F.S.; deleting a provision exempting trade secrets held by public agencies that are electric utilities from public records requirements; amending s. 202.195, F.S.; deleting a provision exempting trade secrets that are obtained for certain purposes from a telecommunications company or franchised cable company from public records requirements; amending s. 215.4401, F.S.; deleting provisions relating to confidentiality of trade secrets held by the State Board of Administration; amending s. 252.88, F.S.; deleting provisions exempting certain information from public records requirements under the Florida Emergency Planning and Community Right-to-Know Act; repealing s. 252.943, F.S., relating to a public records exemption under the Florida Accidental Release Prevention and Risk Management Planning Act; amending s. 287.0943, F.S.; deleting provisions relating to confidentiality of certain information relating to applications for certification of minority business enterprises; amending s. 288.047, F.S.; deleting provisions exempting potential trade secrets held for the Quick-Response Training Program from public records requirements; amending s. 288.075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by economic development agencies; amending s. 288.1226, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Tourism Industry Marketing Corporation; amending s. 288.776, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Export Finance Corporation; amending s. 288.9520, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by Enterprise Florida, Inc., and related entities; amending s. 288.9607, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Development Finance Corporation; amending s. 288.9626, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Florida Opportunity Fund; amending s. 288.9627, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Institute for the Commercialization of Public Research; amending s.

331.326, F.S.; deleting provisions relating to a public records exemption for trade secrets held by Space Florida; amending s. 334.049, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of State for certain purposes; amending ss. 350.121 and 364.183, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; amending s. 365.174, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the E911 Board, the Department of Revenue, and the Technology Program within the Department of Management Services; amending ss. 366.093, 367.156, and 368.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; amending s. 377.24075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of Environmental Protection; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; amending s. 395.3035, F.S.; deleting provisions relating to a public records exemption for trade secrets of hospitals; amending s. 403.7046, F.S.; revising provisions relating to an exemption for trade secrets contained in certain reports to the Department of Environmental Protection; repealing s. 403.73, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Environmental Protection; amending s. 408.061, F.S.; deleting a requirement that certain trade secret information submitted to the Agency for Health Care Administration be clearly designated as such; amending s. 408.185, F.S.; deleting provisions relating to public records exemptions for certain trade secrets held by the Office of the Attorney General; amending s. 408.910, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Health Choices Program; amending s. 409.91196, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Agency for Health Care Administration; amending s. 440.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services; amending s. 494.00125, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 497.172, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Board of Funeral, Cemetery, and Consumer Services; amending ss. 499.012, 499.0121, 499.05, and 499.051, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Business and Professional Regulation pursuant to the Florida Drug and Cosmetic Act; repealing s. 499.931, F.S., relating to maintenance of information held by the Department of Business and Professional Regulation which is deemed to be a trade secret; amending s. 501.171, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Legal Affairs; repealing s. 502.222, F.S., relating to trade secrets of a dairy industry business held by the Department of Agriculture and Consumer Services; amending ss. 517.2015 and 520.9965, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 526.311, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Agriculture and Consumer Services; amending s. 548.062, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida State Boxing Commission; amending s. 556.113, F.S.; deleting provisions relating to public records exemptions for trade secrets held by Sunshine State One-Call of Florida, Inc.; amending s. 559.5558, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 559.9285, F.S.; revising provisions specifying that certain information provided to the Department of Agriculture and Consumer Services does not constitute a trade secret; amending s. 560.129, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 569.215, F.S.; deleting provisions relating to public records exemptions for trade secrets held by specified entities relating to a tobacco settlement agreement; amending s. 570.48, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Fruit and Vegetables; amending ss. 570.544 and 573.123, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Consumer Services; repealing s. 581.199, F.S., relating to a prohibition on the use of trade secret information obtained under specified provisions for personal use or gain; amending ss. 601.10, 601.15, and 601.152, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Citrus; repealing s. 601.76, F.S., relating to a public records exemption for certain

formulas filed with the Department of Agriculture; amending ss. 607.0505 and 617.0503, F.S.; deleting provisions relating to public records exemptions for certain information that might reveal trade secrets held by the Department of Legal Affairs; amending s. 624.4212, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Insurance Regulation; repealing s. 624.4213, F.S., relating to trade secret documents submitted to the Department of Financial Services or the Office of Insurance Regulation; amending ss. 626.84195, 626.884, 626.9936, 627.0628, and 627.3518, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Office of Insurance Regulation; amending s. 655.057, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Financial Regulation; repealing s. 655.0591, F.S., relating to trade secret documents held by the Office of Financial Regulation; amending s. 663.533, F.S.; revising a cross-reference; repealing s. 721.071, F.S., relating to trade secret material filed with the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 815.04, F.S.; deleting a public records exemption for certain trade secret information relating to offenses against intellectual property; repealing s. 815.045, F.S., relating to trade secret information; amending s. 1004.22, F.S.; deleting provisions relating to public records exemptions for trade secrets and potential trade secrets received, generated, ascertained, or discovered during the course of research conducted within the state universities; amending s. 1004.30, F.S.; revising provisions relating to public records exemptions for trade secrets held by state university health services support organizations; amending s. 1004.43, F.S.; deleting provisions relating to public records exemptions for trade secrets and potential trade secrets held by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.4472, F.S.; deleting provisions relating to public records exemptions for trade secrets and potential trade secrets held by the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.78, F.S.; deleting provisions relating to public records exemptions for trade secrets and potential trade secrets held by the technology transfers centers at Florida College System institutions; amending ss. 601.80, 663.533, 721.13, and 921.0022, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Mayfield—

SB 958—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; providing definitions; providing an exemption from public records requirements for a trade secret held by an agency; providing notice requirements; providing a process for responding to public records requests; providing an exception to the exemption; providing that an agency employee is not liable for the release of records in compliance with the act; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Baxley—

SB 960—A bill to be entitled An act relating to mental health and substance abuse; amending s. 397.321, F.S.; deleting a provision requiring the Department of Children and Families to develop a certification process by rule for community substance abuse prevention coalitions; amending ss. 916.13 and 916.15, F.S.; requiring the department to request a defendant's medical information from a county jail within a certain timeframe after receiving a completed commitment packet order and other required documentation; requiring the county jail to provide such information within a certain timeframe; requiring that each defendant ordered returned to a county jail be continued on the same psychotropic medication that he or she was prescribed upon discharge from a mental health facility; providing an exception; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 962—A bill to be entitled An act relating to telephone solicitation; creating s. 364.246, F.S.; providing a short title; defining terms; authorizing telecommunication providers, with authorization from a subscriber, to block certain calls from reaching the subscriber; authorizing telecommunication providers to rely solely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senator Baxley—

SB 964—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; revising the definition of the term "marksense ballots" for purposes of the Florida Election Code; amending s. 101.151, F.S.; providing applicability of specified ballot requirements to a voter interface device; amending ss. 101.5603 and 101.56075, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Baxley—

SB 966—A bill to be entitled An act relating to educational standards for K-12 public schools; amending s. 1003.41, F.S.; revising the Next Generation Sunshine State Standards; providing that such standards are the minimum baseline core content standards for K-12 public schools; requiring each school district to adopt standards equivalent to or better than these standards; revising the content requirements for such standards; amending s. 1006.283, F.S.; revising the requirements for instructional materials that a district school superintendent annually certifies; amending s. 1000.21, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations; and Rules.

By Senator Brandes—

SB 968—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to use an alternative interpretation of letter grades for certain students; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program as the Mastery-Based Education Pilot Program; authorizing public school districts to submit applications for the program; authorizing participating school districts to amend their applications to include alternatives for the award credits and interpretation of letter grades; providing requirements for such alternatives; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to ensure fair and equitable access for students with mastery-based, nontraditional diplomas and transcripts; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Brandes—

SB 970—A bill to be entitled An act relating to alcohol and drug-related overdoses; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person acting in good faith who seeks medical assistance for an indi-

vidual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol or a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the protection from arrest, charge, and prosecution for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

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

By Senator Farmer—

SB 972—A bill to be entitled An act relating to home inspectors; amending s. 468.8312, F.S.; limiting the amount of a specified examination fee; amending s. 468.8313, F.S.; authorizing the Department of Business and Professional Regulation to review and approve examinations that it has certified as meeting generally accepted testing standards and specified requirements of a national examination; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Brandes—

SJR 974—A joint resolution proposing amendments to Sections 3 and 4 of Article VII and the creation of a new section in Article XII of the State Constitution to authorize the Legislature, by general law, to exempt certain permanently installed standby generators from the tangible personal property tax and prohibit the consideration of such generators in determining the assessed value of real property, and to provide an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 976—A bill to be entitled An act relating to the ad valorem taxation of generators; creating s. 193.626, F.S.; defining the term “permanent standby generator”; providing that, in determining the assessed value of real property, the just value of the property attributable to a permanent standby generator may not be considered; creating s. 196.186, F.S.; exempting from ad valorem taxation the assessed value of permanent standby generators that are considered tangible personal property; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Baxley—

SJR 978—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the percentage of elector votes required to approve an amendment or a revision to the State Constitution from 60 percent to 66 and 2/3 percent.

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

By Senator Brandes—

SB 980—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 112.63, F.S.; revising minimum requirements for actuarial reports for retirement systems or plans subject to part VII of ch. 112, F.S.; requiring the governing body responsible for the retirement system or plan to review the enrolled actuary’s statement within a specified timeframe; requiring the governing body to

provide a written explanation if differing actuarial assumptions are adopted; increasing the frequency by which the Department of Management Services must review and comment on a retirement system’s or plan’s actuarial valuations; requiring each local government retirement system or plan to submit certain information accompanying its actuarial report to the department; amending s. 112.64, F.S.; requiring the unfunded liability of retirement systems or plans established on or after a certain date to be amortized within a specified timeframe; revising requirements for determining payroll growth assumptions for unfunded liability amortization schedules; amending s. 112.664, F.S.; modifying requirements for annual reports prepared by each defined benefit retirement system or plan; amending s. 112.665, F.S.; revising duties of the department as to the oversight of local retirement systems or plans; amending s. 121.031, F.S.; requiring the administrator of the Florida Retirement System to provide the results of the system’s actuarial study to the Governor and the presiding officers of the Legislature annually; revising minimum requirements for the actuarial study; amending s. 121.0312, F.S.; requiring the Governor and the presiding officers of the Legislature to acknowledge and review the actuarial valuation report after receipt; specifying minimum requirements for such review; requiring the department to publish the written acknowledgments in a certain manner; amending ss. 121.4501 and 212.055, F.S.; conforming cross-references; providing a declaration of important state interest; providing effective dates.

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

By Senator Powell—

SB 982—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; providing legislative findings; defining terms; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year for which such reimbursement is sought; requiring the department to pay to the corporation not for profit, and authorizing the corporation not for profit to use, up to a certain percentage of appropriated funds for administrative purposes; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 984—A bill to be entitled An act relating to metropolitan planning organizations; amending s. 339.175, F.S.; requiring the voting membership of a metropolitan planning organization (M.P.O.) that is designated before a specified date to consist of a certain number of apportioned members, subject to certain requirements; requiring the voting membership of an M.P.O. designated on or after a specified date as a result of a combination or merger of previously separate M.P.O.’s to consist of a certain number of members, subject to certain requirements; authorizing the Governor to allow M.P.O. members who represent municipalities to alternate with representatives from other municipalities within the metropolitan planning area which do not have members on the M.P.O.; providing requirements for voting members; authorizing an M.P.O. to include certain voting members; conforming a term; providing an effective date.

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

By Senator Montford—

SB 986—A bill to be entitled An act relating to medical use of marijuana in schools; amending s. 381.986, F.S.; conforming provisions to

changes made by the act; authorizing a qualified patient to designate more than one caregiver to assist with the qualified patient's medical use of marijuana if the qualified patient is a student whose parent has requested that a county-designated caregiver assist the student with the medical use of marijuana during the school day; authorizing a county-designated caregiver to register as a caregiver for more than one qualified patient if the patients are students whose parents have requested for a county-designated caregiver to assist them with the medical use of marijuana during the school day; conforming cross-references; creating s. 381.9867, F.S.; defining terms; providing a procedure for a parent of a student who is a qualified patient to request that marijuana be administered to the student during the school day; requiring certain information to be included in the written request to a school principal; specifying that a registered caregiver of a student who is authorized by that student's parent to administer marijuana to the student during the school day is responsible for obtaining, accounting for, and storing the marijuana and any marijuana delivery devices; requiring a school principal who receives a request authorizing a county-designated caregiver to administer marijuana to the student to notify the county health department for the county in which the school is located; requiring a county health department that has received such notification to notify the Department of Health of the request; requiring the department to designate no more than two employees of the county health department to serve as county-designated caregivers; requiring such employees to obtain registration and to meet certain criteria; requiring a county-designated caregiver to follow any procedures adopted by department rule; requiring the caregiver of the student to provide an appropriate supply of marijuana and any marijuana delivery devices needed to be administered during the school day to a county-designated caregiver at a county health department building; requiring the county-designated caregiver to receive, document, and account for the marijuana and any marijuana delivery devices; requiring marijuana in its original container and marijuana delivery devices to be stored under lock and key when not in use or when being transported for use; providing that a county-designated caregiver is not liable for civil damages as a result of his or her actions if certain criteria are met; requiring a school principal who has received a request for marijuana to be administered during the school day to a student who is a qualified patient to designate an isolated area on school grounds where marijuana may be administered to the student; requiring a caregiver or a county-designated caregiver to administer marijuana to the student in the area designated by the school principal; prohibiting marijuana and marijuana delivery devices from being stored on school grounds; prohibiting a school from obstructing a student who is a qualified patient from accessing marijuana during the school day; providing that funding needed to administer this section shall be provided from the Grants and Donations Trust Fund within the Department of Health from certain fees collected by the department; requiring the department to adopt rules; amending s. 1006.062, F.S.; deleting a requirement that each district school board adopt a policy and a procedure for allowing a student who is a qualified patient to access marijuana for medical use; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

By Senator Perry—

SB 988—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information obtained by persons or agencies from the First Responder Network Authority and information relating to the Nationwide Public Safety Broadband Network obtained by persons or agencies from entities operating pursuant to a contract with the First Responder Network Authority; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Senator Montford—

SB 990—A bill to be entitled An act relating to rural communities; creating s. 288.062, F.S.; providing a short title; defining terms; requiring the Department of Economic Opportunity to accept an appli-

cation seeking approval as a rural growth fund; requiring that the application include certain materials, including an application fee; requiring the department to grant or deny the application within a specified time; prohibiting the department from approving more than a certain amount of investment authority or investor contributions; requiring the department to deny an application if the application does not meet certain requirements; authorizing an applicant whose application was denied to provide additional information to the department within a certain timeframe; requiring the department to review and reconsider an application that has additional information submitted within a certain timeframe; prohibiting the department from reducing the investment authority of an application or denying an application for reasons other than the ones listed; requiring the department to certify an applicant that has his or her application approved; requiring the rural growth fund to collect contributions and investments within a certain timeframe; requiring the rural growth fund to send documentation of the contributions and investments to the department; requiring the department to provide a tax credit certificate; providing that a rural growth fund's certification will lapse for failure to comply; requiring the department to redistribute lapsed investment authority; providing that a taxpayer who makes an investor contribution is vested with a credit against state premium tax liability; providing restrictions on the credit; requiring that a taxpayer claiming a credit submit a copy of the tax credit certificate with his or her tax return; requiring the department to revoke the tax credit certificate if the rural growth fund exits the program or fails to meet certain requirements; providing a formula for calculating the maximum amount of investments the rural growth fund can count toward satisfying tax credit certificate requirements; requiring the department to give reasons for a pending revocation of a tax credit certificate; specifying that the rural growth fund has 90 days from the dispatch of the notice to correct violations; requiring the department to distribute reverted investment authority among certain rural growth funds; authorizing the rural growth fund to submit an exit application after a specified time; requiring the department to respond to an exit application within a certain timeframe; prohibiting the department from unreasonably denying an exit application; prohibiting the department from revoking the rural growth fund's tax credit certificate after the rural growth fund has exited the program; authorizing the rural growth fund to request a written opinion from the department about potential investments; specifying that an out-of-state business relocating employees to this state must satisfy a specific definition within a certain timeframe before a new principal place of business operations is recognized; requiring the rural growth fund to submit a report to the department at a specified time; requiring that the report provide certain documentation; requiring the rural growth fund to submit an annual report to the department; requiring that the annual report include certain information; providing for rulemaking; requiring the department to notify the Department of Revenue of any insurance company that is allocated tax credits; providing applicability; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Book—

SB 992—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising requirements related to the operation of water storage and use for Phase I and Phase II of the C-51 reservoir project if state funds are appropriated for such phases; authorizing the South Florida Water Management District to enter into certain capacity allocation agreements and to request a waiver for repayment of certain loans; authorizing the Department of Environmental Protection to waive such loan repayment under certain conditions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Mayfield—

SB 994—A bill to be entitled An act relating to tobacco products; amending s. 569.002, F.S.; redefining the term "tobacco products" to include all recreational nicotine products; amending s. 569.007, F.S.;

authorizing the sale or delivery of tobacco products in direct, face-to-face exchanges with dealers or their agents or employees; removing a provision that allowed the sale or delivery of tobacco products from a vending machine equipped with a certain device; adding specified products to the list of products that are exempt from the direct sale requirement; prohibiting certain retailers from placing certain products or devices in an open display unit unless the unit or the establishment in which the unit is located meets specific requirements; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; amending ss. 322.056 and 569.14, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Mayfield—

SB 996—A bill to be entitled An act relating to cardiopulmonary resuscitation in public schools; creating s. 1003.457, F.S.; requiring school districts to provide instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator; requiring students to study and practice psychomotor skills associated with CPR at least once before graduating from high school; requiring the instruction to be a part of a required curriculum; providing instruction to be based on certain programs; providing an exemption; amending s. 1003.453, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Book—

SB 998—A bill to be entitled An act relating to child-placing agencies; amending s. 409.175, F.S.; requiring the Department of Children and Families to adopt or amend licensing rules for child-placing agencies to include specific requirements to prevent the separation of siblings; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 1000—A bill to be entitled An act relating to a homestead exemption for surviving spouses of deceased disabled veterans; amending s. 196.082, F.S.; carrying over certain ad valorem tax discounts to the widows or widowers of certain deceased veterans under specified conditions; specifying circumstances under which the tax discount may be transferred to a new homestead; authorizing qualified applicants who fail to file an application by a certain date to file applications and petitions with the value adjustment board; specifying procedures for such applications and petitions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Community Affairs.

By Senator Passidomo—

SB 1002—A bill to be entitled An act relating to guardianship; amending s. 744.2104, F.S.; requiring certain medical, financial, or mental health records or financial audits that are necessary as part of an investigation of a guardian as a result of a complaint filed for certain purposes with a designee of the Office of Public and Professional Guardians to be provided to the Office of Public and Professional Guardians upon that office's request; amending s. 744.368, F.S.; authorizing the clerk of the court to conduct audits and cause the initial and annual guardianship reports to be audited under certain circumstances; requiring the clerk to advise the court of the results of any such audit; prohibiting any fee or cost incurred by the guardian in responding to the review or audit from being paid or reimbursed by the ward's assets if there is a finding of wrongdoing by the court; prohibiting the

clerk's advice to the court from being considered an ex parte communication; amending s. 744.3701, F.S.; authorizing the clerk to disclose confidential information to the Department of Children and Families or law enforcement agencies for certain purposes as provided by court order; amending s. 744.444, F.S.; authorizing certain guardians of property to provide confidential information about a ward which is related to an investigation arising under specified provisions to a clerk or to an Office of Public and Professional Guardians investigator conducting such an investigation; providing that any such clerk or Office of Public and Professional Guardians investigator has a duty to maintain the confidentiality of such information; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1004—A bill to be entitled An act relating to persons authorized to visit state juvenile facilities; creating s. 985.6885, F.S.; authorizing specified persons to visit, during certain hours, all state facilities housing juveniles which are operated or overseen by the Department of Juvenile Justice; authorizing such persons to visit the state juvenile facilities outside of certain hours according to department rules; prohibiting other persons from visiting such facilities except according to department rules; prohibiting the department from unreasonably withholding permission for visits to such facilities by certain persons; providing an effective date.

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

By Senator Montford—

SB 1006—A bill to be entitled An act relating to disaster response and preparedness; amending s. 252.34, F.S.; defining the term "comfort animal"; amending s. 252.35, F.S.; modifying requirements for the state comprehensive emergency management plan and statewide public awareness programs administered by the Division of Emergency Management; requiring the division to provide certain guidance to entities to ensure the receipt of maximum allowable reimbursements from the Federal Government for disaster-related expenditures; amending s. 252.355, F.S.; authorizing any individual to bring a service animal or comfort animal to a special needs shelter; creating s. 252.3551, F.S.; requiring the division to establish and maintain a registry with homeless shelters and service providers for specified purposes; amending s. 252.3568, F.S.; revising requirements for the development of strategies regarding the sheltering of persons with service animals or comfort animals; requiring the division to develop informational materials regarding the acceptance of pets, service animals, and comfort animals at shelters; amending s. 252.38, F.S.; requiring that, upon the request of the director of a local emergency management agency, Florida College System institutions and state universities participate in emergency management activities through the provision of facilities and personnel; requiring Florida College System institutions and state universities that provide transportation assistance in an emergency evacuation to coordinate the use of vehicles and personnel with local emergency management agencies; amending s. 252.385, F.S.; updating references to community colleges; amending s. 1008.34, F.S., and reenacting and amending subsection (1); defining the term "eligible student"; excluding from the calculation of certain components of a school's grade the performance of certain students who have recently arrived from a United States territory where an emergency has been declared due to a natural disaster; amending s. 1011.60, F.S.; providing an exception to the prohibition against a school district's payment of salary to an employee in advance of rendering of services; amending ss. 163.360, 474.2125, and 627.659, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Taddeo—

SB 1008—A bill to be entitled An act for the relief of Ruth Arizpe by the Palm Beach County Board of County Commissioners; providing for

an appropriation to compensate her for injuries sustained as a result of the negligence of an employee of Palm Beach County; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

SB 1010—Not introduced.

By Senator Passidomo—

SB 1012—A bill to be entitled An act relating to the Alligator Alley toll road; amending s. 338.26, F.S.; requiring fees generated from tolls to be used to reimburse, by interlocal agreement effective for a specified period of time, a county or another local governmental entity for the direct actual costs of operating a specified fire station, which may be used by a county or another local governmental entity to provide fire, rescue, and emergency management services to the public; deleting obsolete language; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stewart—

SB 1014—A bill to be entitled An act relating to recyclable materials; amending s. 403.7033, F.S.; deleting a preemption of local law relating to regulation of auxiliary containers, wrappings, or disposable plastic bags; providing an effective date.

—was referred to the Committees on Community Affairs; Environmental Preservation and Conservation; and Rules.

By Senator Bean—

SM 1016—A memorial to the Congress of the United States, urging Congress to prohibit the use of Supplemental Nutrition Assistance Program benefits to purchase soft drinks.

—was referred to the Committees on Children, Families, and Elder Affairs; and Rules.

By Senator Bean—

SB 1018—A bill to be entitled An act relating to telecommunications carrier Lifeline service programs; amending s. 364.011, F.S.; revising exemptions from Public Service Commission oversight to allow for commission oversight of certain eligible telecommunications carrier designations for Lifeline service programs; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

By Senator Young—

SB 1020—A bill to be entitled An act relating to alcohol deliveries; amending s. 561.57, F.S.; including an electronic order as a type of order construed as a sale made at a vendor's licensed place of business; authorizing a manufacturer, distributor, or vendor to contract with a third party for certain deliveries; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Steube—

SB 1022—A bill to be entitled An act relating to the determination of parentage; amending s. 742.13, F.S.; defining the term “alleged parent”; creating s. 742.19, F.S.; providing presumptions of legal parentage; authorizing a child, the child's mother, or the child's alleged parent to file a petition in circuit court to rebut the presumption of legal parentage and establish actual legal parentage; requiring such petition to include certain information; requiring the court to appoint a guardian ad litem or an attorney ad litem under certain conditions; providing qualifications and requirements for a guardian ad litem; requiring the court to hold an evidentiary hearing on the petition to make a certain determination; requiring the court to dismiss the petition under certain circumstances; requiring the court to order genetic testing of the child and the alleged parent if the court allows the petition to proceed; requiring certain information to be included in the order; requiring the alleged parent to file the test results with the court on or before a specified date; specifying that a statistical probability of parentage of 95 percent or more creates a rebuttable presumption that the alleged parent is a biological parent; providing a procedure for a party to object to the test results; authorizing the court to enter a summary judgment of parentage and requiring the court to hold a trial if a presumption of parentage is established; requiring the court to dismiss the petition and seal the court file if the test results indicate that the alleged parent is not a biological parent; requiring the court to determine parental rights in the best interest of the child; requiring the court to evaluate specified factors to determine the best interest of the child; providing information to be included in final orders or judgments; authorizing the court to approve, grant, or modify a parenting plan in the best interest of the child and under certain conditions; requiring that a parenting plan include certain information; authorizing the court to order the payment of child support; requiring the court to consider certain criteria in its calculation of child support; authorizing the court to modify a parenting plan or child support order entered pursuant to this section upon a showing by the parent petitioning for modification that a substantial change in circumstances has occurred; clarifying that an order entered under this section does not impugn or affect a child's legitimacy; amending s. 61.046, F.S.; clarifying that a parenting plan entered under a specified section determines the rights of custody and access for purposes of the Uniform Child Custody Jurisdiction and Enforcement Act, the International Child Abduction Remedies Act, and the Convention on the Civil Aspects of International Child Abduction; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Hukill—

SB 1024—A bill to be entitled An act relating to ticket websites; creating s. 817.356, F.S.; providing definitions; prohibiting website operators from using specified information in the sale of certain tickets; providing an exception; providing civil penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senators Book and Steube—

SB 1026—A bill to be entitled An act relating to text-to-911 service; amending s. 365.172, F.S.; requiring counties to develop a plan for implementing a text-to-911 system and have a system to receive E911 text messages by a specified date; providing an effective date.

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

By Senator Thurston—

SB 1028—A bill to be entitled An act relating to corporations; amending ss. 607.512 and 607.612, F.S.; authorizing social purpose corporations and benefit corporations to omit certain information from annual benefit reports; requiring that annual benefit reports expressly state that such information was omitted; amending s. 658.23, F.S.;

authorizing banking or trust corporation applicants to modify form articles to include certain provisions; amending s. 658.30, F.S.; providing that the provisions of part II of ch. 607, F.S., entitled "Social Purpose Corporations," and part III of ch. 607, F.S., entitled "Benefit Corporations," extend to certain banks and trust companies under certain circumstances; amending s. 658.36, F.S.; providing applicability for parts II and III of ch. 607, F.S.; providing an effective date.

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

By Senator Bean—

SB 1030—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.291, F.S.; deleting a provision requiring that commission members who are members of The Florida Bar be engaged in the practice of law; requiring the President of the Senate and the Speaker of the House of Representatives to submit a certain number of nominees to the Governor; deleting a requirement that the Board of Governors of The Florida Bar submit to the Governor recommended nominees for commission membership; deleting a provision authorizing the Governor to reject all of the nominees of the Board of Governors of The Florida Bar; specifying the process for submitting nominations for appointees who previously were appointed by the Board of Governors of The Florida Bar; deleting obsolete provisions; providing an effective date.

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

By Senator Baxley—

SB 1032—A bill to be entitled An act relating to a STEMI registry; creating s. 381.8175, F.S.; directing the Department of Health to establish a statewide, centralized registry of persons who have symptoms associated with ST-elevation myocardial infarctions (STEMI); requiring certain health care facilities to report to the registry specified data on the treatment of STEMI patients; defining the term "PCI-capable"; requiring the department to contract with an entity to maintain the registry, subject to a specific appropriation; requiring the contracted entity to collect certain data and provide annual reports to the department; providing immunity from liability; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Steube—

SB 1034—A bill to be entitled An act relating to mediation; creating s. 44.407, F.S.; requiring that insurance carrier representatives who attend circuit court mediation have specified settlement authority and the ability to immediately consult by specified means with persons having certain additional settlement authority; requiring certain persons to be available to teleconference with the mediator under certain circumstances; providing sanctions for insurance carriers that fail to comply in good faith; creating s. 44.408, F.S.; providing that certain third parties may be compelled to attend mediation in circuit court under certain circumstances; providing that such third parties may not be compelled to pay any portion of the mediator's fees or costs; requiring that the designated representatives of such third parties have full authority to settle certain amounts or interests or be able to immediately consult by specified means with the person having such authority; requiring that certain persons be available to teleconference with the mediator upon the request of the mediator; providing sanctions for certain third parties who fail to appear; creating s. 44.409, F.S.; limiting the information that may be included in the mediator's report to the court; providing an effective date.

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

By Senator Steube—

SB 1036—A bill to be entitled An act relating to labor organizations; amending s. 447.305, F.S.; revising the information required to be included in an application for renewal of registration of an employee organization; amending s. 447.307, F.S.; providing for the revocation of certification under certain conditions; requiring certain employee organizations to recertify as bargaining agents; providing nonapplicability with respect to employee organizations that represent or seek to represent certain employees; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

By Senator Brandes—

SB 1038—A bill to be entitled An act relating to the Energy 2040 Task Force; creating the Energy 2040 Task Force within the Public Service Commission; specifying the purpose of the task force; requiring the task force to make recommendations, giving consideration to certain topics; requiring the commission to provide administrative and support services; specifying the task force membership; authorizing the task force to create advisory committees; specifying that the task force and any advisory committee members will serve without compensation, but are entitled to per diem and travel expenses; requiring that state agencies assist and cooperate with the task force and any advisory committees; specifying that appointments to the task force be made by a certain date; specifying the first meeting of the task force; specifying the process for filling vacancies; specifying quorum and voting procedures; requiring the task force to submit recommendations to the President of the Senate, the Speaker of the House of Representatives, and the Governor by a specified date; providing an expiration date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

By Senator Baxley—

SB 1040—A bill to be entitled An act relating to retail theft; amending s. 812.015, F.S.; revising requirements for aggregation of retail thefts that constitute a higher degree of offense; amending s. 812.019, F.S.; prohibiting specified acts involving merchandise or a stored value card obtained from a fraudulent return; reenacting s. 921.0022(3)(e), F.S., relating to level 5 of the offense severity ranking chart; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Tourism; and Rules.

By Senator Brandes—

SB 1042—A bill to be entitled An act relating to notaries public; providing directives to the Division of Law Revision and Information; amending s. 117.01, F.S.; revising provisions relating to use of the office of notary public; requiring a notary public who registers as an online notary public to maintain certain liability insurance; amending s. 117.021, F.S.; requiring electronic signatures to include access protection; prohibiting a person from requiring a notary public to perform a notarial act with certain technology; authorizing the Department of State, in collaboration with the Agency for State Technology, to adopt rules for certain purposes; amending s. 117.05, F.S.; providing that a person applying for a notary public commission must provide proof of identity to the Executive Office of the Governor, rather than the Department of State, upon request; revising limitations on notary fees to conform to changes made by the act; providing for inclusion of certain information in a jurat or notarial certificate; providing for compliance with online notarization requirements; providing for notarial certification of a printed electronic record; revising statutory forms for jurats and notarial certifications; amending s. 117.107, F.S.; providing applicability; revising prohibited acts; creating s. 117.201, F.S.; providing definitions; creating s. 117.209, F.S.; authorizing online notarizations; providing an exception; creating s. 117.215, F.S.; specifying the application of other laws in relation to online notarizations; creating s.

117.225, F.S.; providing registration and qualification requirements for online notaries public; creating s. 117.235, F.S.; authorizing the performance of certain notarial acts; creating s. 117.245, F.S.; requiring a notary public to keep an electronic journal of online notarizations; specifying the information that must be included for each online notarization; requiring an online notary public to take certain steps regarding the maintenance and security of the electronic journal; creating s. 117.255, F.S.; providing requirements for the use of electronic journals, signatures, and seals; requiring a notary public to provide notification of the theft, vandalism, or loss of an electronic journal, signature, or seal; authorizing an online notary public to make copies of electronic journal entries and provide access to related recordings under certain circumstances; authorizing an online notary public to charge a fee for making and delivering such copies; creating s. 117.265, F.S.; prescribing online notarization procedures; specifying the manner by which an online notary public must verify the identity of a principal or a witness; requiring an online notary public to take certain measures as to the security of technology used; specifying that an electronic notarial certificate must identify the performance of an online notarization; specifying that noncompliance does not impair the validity of a notarial act or the notarized electronic record; creating s. 117.275, F.S.; providing fees for online notarizations; creating s. 117.285, F.S.; authorizing a notary public to supervise the witnessing of electronic records of online notarizations; creating s. 117.295, F.S.; providing standards for electronic and online notarizations; authorizing the Executive Office of the Governor, in collaboration with the Agency for State Technology, to adopt certain rules; creating s. 117.305, F.S.; superseding certain provisions of federal law regulating electronic signatures; amending s. 28.222, F.S.; requiring the clerk of the circuit court to record certain instruments; amending s. 92.50, F.S.; defining the term “before”; amending s. 95.231, F.S.; providing a limitation period for certain recorded instruments; amending s. 689.01, F.S.; providing for witnessing of documents in connection with real estate conveyances; providing for validation of certain recorded documents; amending s. 694.08, F.S.; providing for validation of certain recorded documents; amending s. 695.03, F.S.; providing and revising requirements for making acknowledgments, proofs, and other documents; defining the term “before”; amending ss. 695.04, 695.05, and 695.09, F.S.; conforming provisions to changes made by the act; amending s. 695.28, F.S.; providing for validity of recorded documents; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Book—

SB 1044—A bill to be entitled An act relating to victims of human trafficking; providing a short title; creating s. 787.061, F.S.; providing legislative findings; providing definitions; providing a civil cause of action for victims of human trafficking against a trafficker or facilitator; providing procedures and requirements for bringing a claim; providing for damages, punitive damages, and costs; requiring a court to impose civil penalties in certain circumstances; providing for distribution of civil penalties; providing for the distribution of punitive damages; providing that such actions are not subject to a statute of limitations; providing an affirmative defense for public lodging establishments under certain circumstances; amending s. 772.104, F.S.; specifying that certain provisions concerning civil actions for criminal practices do not apply to actions that may be brought under s. 787.061, F.S.; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Rules.

By Senator Book—

SB 1046—A bill to be entitled An act relating to trust funds; creating s. 787.0611, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Law Enforcement; providing the purposes of, and funding sources for, the trust fund; providing for administration of the fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

By Senator Baxley—

SB 1048—A bill to be entitled An act relating to firearms; amending s. 790.06, F.S.; authorizing a church, a synagogue, or other religious institution to allow a concealed weapons or concealed firearms licensee to carry a firearm on the property of the church, synagogue, or religious institution for certain purposes; providing an effective date.

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

By Senators Bracy and Stewart—

SB 1050—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Orlando City Soccer Club license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Young—

SB 1052—A bill to be entitled An act relating to lost or abandoned property; amending s. 705.17, F.S.; providing that certain provisions of ch. 705, F.S., do not apply to lost or abandoned personal property on the premises of theme parks, entertainment complexes, or other specified facilities if certain conditions are met; creating s. 705.185, F.S.; providing for the disposal of lost or abandoned personal property found on the premises of certain theme parks, entertainment complexes, or other specified facilities; specifying procedures as to the property’s disposal; authorizing the rightful owner to claim lost or abandoned property at any time before its disposal; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Banking and Insurance; and Rules.

SR 1054—Not introduced.

By Senator Passidomo—

SB 1056—A bill to be entitled An act relating to computer coding instruction; creating s. 1012.545, F.S.; defining terms; requiring a school district to provide student access to computer coding courses under certain circumstances; excluding charter schools from such requirements; requiring the Commissioner of Education to identify and publish information about such courses; providing for educator professional development and bonuses under certain circumstances; authorizing rulemaking; providing an appropriation; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

SR 1058—Not introduced.

By Senator Campbell—

SB 1060—A bill to be entitled An act relating to defamation; repealing s. 836.04, F.S., relating to defamation by falsely and maliciously imputing a woman’s want of chastity; repealing s. 836.06, F.S., relating to defamation by making certain derogatory statements concerning banks and building and loan associations; providing an effective date.

—was referred to the Committees on Criminal Justice; Banking and Insurance; and Rules.

SR 1062—Not introduced.

By Senator Baxley—

SB 1064—A bill to be entitled An act relating to dual enrollment programs; amending s. 1007.271, F.S.; revising the contents of a post-secondary institution and private school dual enrollment articulation agreement; prohibiting certain fees from being passed to the private school; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Baxley—

SB 1066—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rader—

SB 1068—A bill to be entitled An act relating to the Office of Drug Control; creating s. 397.335, F.S.; creating the Office of Drug Control within the Executive Office of the Governor; providing for the office to be headed by a director appointed by the Governor, subject to Senate confirmation; providing the purpose and duties of the office; requiring the director of the office to report annually to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Thurston—

SB 1070—A bill to be entitled An act relating to eligibility for medical assistance and related services; amending s. 409.904, F.S.; extending Medicaid eligibility to specified adults; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Thurston—

SB 1072—A bill to be entitled An act relating to adoption assistance for children within the child welfare system; amending s. 409.166, F.S.; requiring court costs for all adoptive parents who adopt children in the custody of the Department of Children and Families to be waived rather than reimbursed by the department; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations; and Rules.

By Senator Thurston—

SB 1074—A bill to be entitled An act relating to equity in school-level funding; amending s. 1011.69, F.S.; revising the types of funds school districts may withhold before allocating certain Title I funds to eligible schools; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

By Senator Steube—

SB 1076—A bill to be entitled An act relating to franchises; creating s. 686.101, F.S.; providing a short title; creating s. 686.102, F.S.; providing legislative findings and intent; providing construction; creating s. 686.103, F.S.; defining terms; creating s. 686.104, F.S.; prohibiting a franchisor from terminating or not renewing a franchise under certain circumstances; providing limitations on what constitutes good cause; authorizing the franchisor to give immediate notice of termination of a franchise for specified reasons under certain circumstances; creating s. 686.105, F.S.; prohibiting a franchisor from denying certain persons the opportunity to participate in the ownership of a franchise for a specified period after the death of the franchisee or the death of a person controlling a majority interest in the franchise; requiring specified persons to meet certain requirements or to sell, transfer, or assign the franchise after the death of the franchisee or the death of the person controlling a majority interest in the franchise; authorizing a franchisee to sell, transfer, or assign a franchise, specified assets, or an interest in the franchise under certain circumstances; prohibiting a franchisor from preventing a franchisee from selling or transferring a franchise, assets of the franchise business, or an interest in the franchise under certain circumstances; requiring the franchisor to make available and to apply specified requirements for the approval of new or renewing franchises, under certain circumstances; creating s. 686.106, F.S.; requiring a franchisor and a franchisee to deal with each other in good faith; prohibiting the franchisor from acting in a certain manner; providing remedies; creating s. 686.107, F.S.; voiding certain contracts, contract provisions, or practices; creating s. 686.108, F.S.; prohibiting the use of certain choice of venue and choice of law provisions, under certain circumstances; creating s. 686.109, F.S.; providing remedies for a franchisee or an aggrieved or injured person under certain circumstances; clarifying that specified remedies are in addition to existing remedies; creating s. 686.11, F.S.; providing applicability; amending s. 817.416, F.S.; defining the term “area franchise”; prohibiting waivers through certain contract provisions that would affect a person’s rights to make a claim; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Perry—

SB 1078—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Senator Baxley—

SB 1080—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; providing that specified eligibility requirements do not apply to students in certain grades beginning in a specified school year; revising student eligibility criteria; providing for the calculation of the scholarship amount for students diagnosed with a disability by certain physicians or psychologists; providing for the adjustment of the scholarship amount under certain circumstances; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Simmons—

SB 1082—A bill to be entitled An act relating to electric vehicle charging stations; amending s. 318.18, F.S.; specifying a noncriminal fine for the unlawful parking of a vehicle in an electric vehicle charging station; amending s. 366.94, F.S.; revising the penalties for the unlawful

parking of a vehicle in an electric vehicle charging station; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rouson—

SB 1084—A bill to be entitled An act relating to pay-for-success contracts; creating s. 287.05715, F.S.; providing definitions; authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing an agency to carry forward specified unexpended appropriations under certain circumstances; providing contract requirements; authorizing cancellation of the contract under specified circumstances; specifying services and programs that are eligible for funding under a pay-for-success contract; prohibiting a private entity from viewing or receiving certain information that is otherwise confidential and exempt from public records requirements; requiring an agency to provide an annual report containing certain data to the chairs of the legislative appropriations committees by a specified date; providing that capital obtained from a private entity under the contract is not considered a procurement item; requiring the Department of Management Services to prescribe certain procedures by a specified date; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Stargel—

SB 1086—A bill to be entitled An act relating to anatomical gifts; amending s. 765.513, F.S.; authorizing a nonprofit surgical training center to become a donee of anatomical gifts for education, research, or training purposes; defining the term “nonprofit surgical training center”; prohibiting a nonprofit surgical training center from providing an anatomical gift to another facility; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

By Senator Broxson—

SB 1088—A bill to be entitled An act relating to training requirements for assisted living facility employees; amending s. 429.52, F.S.; deleting obsolete dates; requiring the Department of Elderly Affairs to require certain new assisted living facility employees to complete an instructional requirement; requiring the department to develop a core curriculum for use by trainers; requiring a trainer who does not use the department's core curriculum to submit the curriculum used in his or her trainings to the department by a specified date annually for its review and approval; authorizing the department to suspend the registration of a trainer who fails to submit his or her curriculum for approval or who fails to adhere to an approved curriculum; requiring a curriculum developed for a certain required training to include specified topics, including emergency and disaster preparedness; requiring a new facility administrator to complete an instructional requirement before employment as an administrator; specifying that a new facility administrator must complete the required training and education within a specified timeframe rather than within a reasonable time as determined by the department; requiring a registered trainer to submit certain information on trainings performed to the department at least once annually; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Young—

SB 1090—A bill to be entitled An act relating to enrollment of dependent children of active duty military personnel in the Florida Virtual School; amending s. 1002.37, F.S.; requiring the Florida Virtual School to give enrollment priority to dependent children of certain active duty

military personnel; authorizing the Florida Virtual School to use a specified form to determine residency and to serve specified students directly; providing for funding for certain students; amending s. 1003.05, F.S.; requiring that certain dependent children of active duty military personnel be given first preference for admission to the Florida Virtual School; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rader—

SB 1092—A bill to be entitled An act relating to public meetings; reenacting and amending s. 286.011, F.S., relating to public meetings; specifying that a board or commission of any entity created by general or special law is subject to public meetings requirements; specifying that a board's or commission's adoption of an ordinance or a code is not binding unless public meetings requirements are met; revising notice requirements applicable to public meetings of a board or commission; providing that a member of the public has the right to speak at a public meeting of a board or commission; specifying circumstances under which a board or commission is not required to allow public comment or may restrict the length of time that a member of the public may speak; requiring members of a board or commission to respond to questions made at public meetings within a specified timeframe; requiring a board or commission to prescribe a form on which members of the public wishing to exercise their right to speak must provide certain information; providing civil and criminal penalties for violations of the act; conforming provisions to changes made by the act; repealing s. 286.0114, F.S., relating to the reasonable opportunity to be heard at public meetings; providing a declaration of important state interest; providing an effective date.

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

By Senator Simmons—

SB 1094—A bill to be entitled An act relating to trespass on airport property; amending s. 810.09, F.S.; providing enhanced criminal penalties for a trespass upon the operational area of an airport with specified intent if specified signage is posted; defining the term “operational area of an airport”; providing an effective date.

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

By Senator Simmons—

SB 1096—A bill to be entitled An act relating to victim assistance; amending s. 960.001, F.S.; requiring a law enforcement agency to provide specified information to a victim for obtaining possession of his or her property located in a pawnshop; requiring the law enforcement agency to provide the victim with the name and location of the pawnshop under certain circumstances; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Tourism; and Rules.

By Senator Thurston—

SB 1098—A bill to be entitled An act relating to employee leasing companies; amending s. 468.525, F.S.; revising requirements relating to employee leasing company contractual arrangements with client companies; amending s. 468.535, F.S.; authorizing the Department of Business and Professional Regulation to make investigations, audits, or reviews of an employee leasing company at the request of a client company; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Appropriations.

By Senator Thurston—

SB 1100—A bill to be entitled An act relating to wastewater treatment facilities; amending s. 403.086, F.S.; prohibiting the decommission of a wastewater treatment facility until certain conditions are met; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Rules.

By Senator Thurston—

SB 1102—A bill to be entitled An act relating to reclassification of offenses involving certain firearms or firearm accessories; amending s. 775.087, F.S.; providing for reclassification of offenses a person commits while possessing a weapon or firearm capable of holding more than 13 rounds of ammunition, possessing two or more firearms, or possessing a firearm and specified accessories; defining the term “bump-fire stock”; reenacting s. 921.0022(2), F.S., relating to the reclassification of the degree of certain felonies, to incorporate the amendment made to s. 775.087, F.S., in a reference thereto; providing an effective date.

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

By Senator Brandes—

SB 1104—A bill to be entitled An act relating to vehicle registration; amending s. 320.06, F.S.; deleting a requirement that a vehicle having an apportioned registration be issued an annual license plate and a certain cab card for each apportioned jurisdiction in which the vehicle is authorized to operate; requiring, beginning on a specified date, a vehicle registered in accordance with the International Registration Plan to be issued a license plate for a specified period, an annual cab card denoting the declared gross vehicle weight, and an annual validation sticker showing the month and year of expiration; requiring the validation sticker to be placed in the center of the license plate; requiring the license plate and validation sticker to be issued based on the applicant’s appropriate renewal period; providing a specified fee for initial and renewed validation stickers; requiring the fee to be deposited into the Highway Safety Operating Trust Fund; authorizing a damaged or worn license plate to be replaced at no charge by applying to the Department of Highway Safety and Motor Vehicles and surrendering the current license plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 1106—A bill to be entitled An act relating to genetic information used for insurance; amending s. 627.4301, F.S.; defining terms; prohibiting life insurers and long-term care insurers, except under certain circumstances, from canceling, limiting, or denying coverage, or establishing differentials in premium rates, based on genetic information; prohibiting such insurers from certain actions relating to genetic information for any insurance purpose; revising and providing applicability; providing an effective date.

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

By Senator Young—

SB 1108—A bill to be entitled An act relating to the sales tax exemption for political subdivisions; amending s. 212.08, F.S.; conforming a provision to changes made by the act; providing that for sales of tangible personal property that will go into or become a part of public works owned by certain governmental entities, the governmental entity may authorize contractors or subcontractors to utilize the governmental entity’s certificate of entitlement to the exemption for the direct purchase of the tangible personal property; requiring such governmental entities to issue a letter of authorization to the contractor or sub-

contractor; specifying requirements for such letters; providing construction relating to a certain risk of damage or loss; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Perry—

SB 1110—A bill to be entitled An act relating to Volunteer Florida, Inc.; amending s. 14.29, F.S.; abrogating the future repeal date of the nonprofit direct-support organization established by the Florida Commission on Community Service; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Thurston—

SB 1112—A bill to be entitled An act relating to motor vehicle theft; amending s. 316.1975, F.S.; providing criminal penalties if a vehicle’s ignition is not locked in a proper manner and the vehicle is stolen by a minor; providing an effective date.

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

By Senator Brandes—

SB 1114—A bill to be entitled An act relating to professional regulation; amending s. 120.565, F.S.; authorizing a person to seek a declaratory statement from an agency as to the effect of the person’s criminal background on his or her eligibility for certain licenses, registrations, or certificates; specifying that a person may seek a declaratory statement before meeting any prerequisites for the license, registration, or certification; requiring that an agency’s conclusion in the declaratory statement contain certain statements; providing that the agency’s conclusion is binding except under certain circumstances; requiring a person seeking a declaratory statement to submit certain items to the agency and pay certain fees and costs; providing requirements for the processing of the fingerprints; requiring the petitioner to pay the actual cost of processing the fingerprints; amending s. 455.213, F.S.; conforming a cross-reference; requiring the board to use a specified process for the review of an applicant’s criminal record to determine the applicant’s eligibility for certain licenses; prohibiting the conviction of a crime before a specified date from being grounds for the denial of certain licenses; defining the term “conviction”; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing a denial of a license application solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved license under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes affect an applicant’s eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction of a crime before a specified date from being grounds for the denial of a certification under certain circumstances; prohibiting the conviction of a crime before a specified date from being grounds for the failure of a background screening; defining the term “conviction”; authorizing a person to apply for certification before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing the denial of a certification solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved certificate under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes may affect an applicant’s eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Simmons—

SB 1116—A bill to be entitled An act relating to emergency alerts; creating s. 784.072, F.S.; defining terms; authorizing a local law enforcement agency to activate the Emergency Alert System and issue a Lockdown Alert to public and private schools and child care facilities under certain circumstances; requiring local law enforcement agencies to create and maintain a list of all public schools, private schools, and child care facilities within their jurisdictions which must be included in the Lockdown Alert notification; authorizing public or private schools or child care facilities to contact their local law enforcement agencies to verify that they are included on the list or to register for inclusion on the list; requiring a local law enforcement agency to take a private school or child care facility off the list if the school or facility requests that it be taken off the list; requiring the Department of Law Enforcement, in cooperation with the Department of Highway Safety and Motor Vehicles and the Department of Transportation, to activate the Emergency Alert System and issue an Imminent Threat Alert to the public at the request of a local law enforcement agency under certain circumstances; specifying information that must be provided in Imminent Threat Alerts, if available; requiring Imminent Threat Alerts to be disseminated to the public through the Emergency Alert System and through the use of certain dynamic message signs; providing that the agency responsible for posting the Imminent Threat Alert on the dynamic message sign does not violate this section if certain traffic emergency information is displayed on the sign in lieu of the alert; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Rules.

By Senator Perry—

SB 1118—A bill to be entitled An act relating to the Florida LAKEWATCH Program; amending s. 1004.49, F.S.; specifying that the Florida LAKEWATCH Program resides within the School of Forest Resources and Conservation's Fisheries and Aquatic Sciences Program at the University of Florida; revising the duties of the Fisheries and Aquatic Sciences Program; authorizing the Department of Environmental Protection to use program data under certain circumstances; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Perry—

SB 1120—A bill to be entitled An act relating to expert witnesses; amending s. 393.11, F.S.; requiring a court to pay reasonable fees to members of an examining committee for their evaluation and testimony regarding persons with disabilities; deleting a provision specifying the source of the fees to be paid; amending s. 744.331, F.S.; requiring a court, rather than the state, to pay certain fees if a ward is indigent; amending s. 916.115, F.S.; authorizing a court to initially appoint one expert under certain circumstances; authorizing a court to take less restrictive action than commitment if an expert finds a defendant incompetent; requiring that a defendant be evaluated by no fewer than two experts before a court commits the defendant; providing an exception; authorizing a court to pay for up to two additional experts appointed by the court under certain circumstances; requiring a court to pay for the first, rather than any, expert that it appoints under certain circumstances; authorizing a party disputing a determination of competence to request up to two additional expert evaluations at that party's expense; providing for payments to experts for their testimony under certain circumstances; amending s. 916.12, F.S.; deleting provisions relating to the evaluation and commitment of a defendant under certain circumstances; amending s. 916.17, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant on conditional release under certain circumstances; amending s. 916.301, F.S.; authorizing, rather than requiring, a court to appoint up to two additional experts to evaluate a defendant suspected of having an intellectual disability or autism under certain circumstances; providing

for the payment of additional experts under certain circumstances; amending s. 916.304, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant on conditional release under certain circumstances; amending s. 921.09, F.S.; authorizing a defendant who has alleged insanity to retain, at the defense's expense rather than the county's, one or more physicians for certain purposes; deleting a provision requiring fees to be paid by the county; amending s. 921.12, F.S.; authorizing a defendant who has an alleged pregnancy to retain, at the defense's expense rather than the county's, one or more physicians for certain purposes; amending s. 921.137, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant who raises intellectual disability as a bar to a death sentence under certain circumstances; amending s. 985.19, F.S.; authorizing a court to initially appoint one expert to evaluate a child's mental condition, pending certain determinations; authorizing a court to take less restrictive action than commitment if an expert finds a child incompetent; requiring that a child be evaluated by no fewer than two experts before a court commits the child; providing an exception; authorizing a court to appoint up to two additional experts under certain circumstances; authorizing a court to require a hearing with certain testimony before ordering the commitment of a child; requiring the court to pay reasonable fees to the experts for their evaluations and testimony; requiring a court to order the Agency for Persons with Disabilities to select an expert to examine a child for intellectual disability or autism; deleting a provision requiring a specific appropriation before the implementation of specified provisions; amending ss. 29.006 and 29.007, F.S.; conforming cross-references; providing an effective date.

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

By Senator Braynon—

SB 1122—A bill to be entitled An act relating to trust funds; creating s. 445.015, F.S.; creating the Florida Business and Workforce Competitiveness Trust Fund within the State Treasury, to be administered by the Department of Economic Opportunity; providing the purpose of the trust fund; requiring trust fund moneys to be provided to local workforce development boards to award and administer certain grants; specifying duties of CareerSource Florida, Inc., with respect to the trust fund; providing that trust fund moneys are composed of a specified assessment to be imposed on certain employers; limiting eligibility of grants to certain employers; providing requirements and limitations for the assessment and administrative costs; providing for future review and termination or re-creation of the trust fund; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Braynon—

SB 1124—A bill to be entitled An act relating to Reemployment Assistance Program Law contribution rates; amending s. 443.131, F.S.; providing an adjustment, beginning on a specified date, to the contribution rate of the reemployment assistance tax for specified employers; providing that the adjustment may not be in effect during certain years; conforming a provision to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 1126—A bill to be entitled An act relating to the licensure of check cashers and foreign currency exchangers; amending s. 560.304, F.S.; revising the limit on the aggregate face value of certain payment instruments cashed by a certain person within a specified timeframe before the person is required to be licensed under part III of ch. 560, F.S.; providing an effective date.

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

By Senator Stargel—

SB 1128—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; defining and redefining terms; amending s. 465.004, F.S.; revising the membership of the Board of Pharmacy; amending s. 465.019, F.S.; establishing Class III institutional pharmacies; authorizing such pharmacies to dispense, compound, and fill prescriptions, prepare prepackaged drug products, and conduct other pharmaceutical services between certain entities under common control; defining the term “common control”; providing that the lawful dispensing and distribution of medicinal drugs by Class III institutional pharmacies is not considered wholesale distribution; requiring such pharmacies to maintain certain policies and procedures; conforming provisions to changes made by the act; amending s. 465.0252, F.S.; conforming a provision to changes made by the act; amending s. 499.003, F.S.; revising the definition of the term “prepackaged drug product”; amending s. 499.01, F.S.; providing that a prescription drug repackager permit and a restricted prescription drug distributor permit are not required for the distribution of medicinal drugs or prepackaged drug products between entities under common control under certain circumstances; providing that a certain hospital is not required to hold a restricted prescription drug distributor permit under certain circumstances; deleting a provision exempting certain drug repackagers from specified permit requirements; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Powell—

SB 1130—A bill to be entitled An act relating to trust funds; recreating the Land Acquisition Trust Fund within the Department of State without modification; repealing s. 20.106(5), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Hutson—

SB 1132—A bill to be entitled An act relating to vessel safety inspection decals; amending s. 327.70, F.S.; providing rulemaking authority to the Fish and Wildlife Conservation Commission regarding expiration and design of safety inspection decals; specifying standards for such rulemaking; providing a maximum period of validity; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senators Rouson and Bradley—

SB 1134—A bill to be entitled An act relating to medical marijuana treatment center licensure; amending s. 381.986, F.S.; deleting an obsolete date; revising a requirement that the Department of Health license one applicant who is a member of a certain class to exclude a requirement that the applicant also be a member of the Black Farmers and Agriculturalist Association-Florida Chapter; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Taddeo—

SJR 1136—A joint resolution proposing the creation of Section 30 of Article X of the State Constitution to enhance access to affordable health care by expanding the availability of Medicaid coverage.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Steube—

SB 1138—A bill to be entitled An act relating to public lodging minimum-stay requirements; creating s. 509.093, F.S.; prohibiting hotels and motels from requiring minimum stays of greater than one night; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Garcia—

SB 1140—A bill to be entitled An act relating to residential property insurance contracts; amending s. 627.7016, F.S.; specifying requirements for an insurer offering residential coverage that places a restriction on the policyholder's choice of contractor necessary to repair damage covered by the policy; providing penalties for violations; providing an effective date.

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

By Senator Steube—

SB 1142—A bill to be entitled An act relating to expunction of criminal history records; amending s. 943.0585, F.S.; revising the eligibility requirements for expunction of criminal history records to include instances in which a verdict of not guilty was rendered; providing an effective date.

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

By Senator Perry—

SB 1144—A bill to be entitled An act relating to permit fees; amending s. 125.56, F.S.; requiring a local government authorized to charge certain fees to post its permit fee and inspection fee schedule on its website with a link to a specified building permit and inspection report; amending s. 553.80, F.S.; requiring the governing body of a local government, before making any adjustment to a fee schedule, to publish a building permit and inspection report and post it on the local government's website; requiring the report to be updated annually on such website and be easily accessible to the public; requiring the report to include specified information; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simmons—

SB 1146—A bill to be entitled An act relating to the Books to Babies Pilot Project; requiring the Office of Early Learning to establish the Books to Babies Pilot Project in Seminole and Orange Counties to provide resources to parents relating to emergent literacy skills; requiring the office to oversee implementation of the pilot project; requiring the office to select an organization that meets specified criteria to implement the pilot project; providing requirements for the use of pilot project funds; requiring the organization to annually provide a report to the office, the early learning coalitions in Orange and Seminole Counties, the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring the office to allocate funds for

the pilot project; requiring the Orange and Seminole County School Districts to provide matching funds for the pilot project; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Thurston—

SB 1148—A bill to be entitled An act relating to de-escalation training; defining the term “de-escalation training”; creating the De-escalation Training Pilot Program within the Department of Law Enforcement; requiring the department to administer the program and to conduct an open and competitive process for awarding grants to establish local programs in a specified number of counties and municipalities; requiring each program to implement and conduct de-escalation training for law enforcement officers within its jurisdiction and to submit annual reports by a certain date to the department; requiring the department to submit annual reports to the Governor and the Legislature; authorizing the department to adopt rules; providing for termination of the pilot program; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

By Senator Steube—

SB 1150—A bill to be entitled An act relating to school readiness program funding; amending s. 1002.89, F.S.; requiring the Office of Early Learning to develop a formula for the allocation of funding for the school readiness program which meets certain requirements; requiring the office to submit the formula to the Legislature by a specified date; requiring the formula to be implemented by a specified date; requiring the office to review and update the formula within a specified time-frame; authorizing the office to adjust certain allocations for specified purposes; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Garcia—

SB 1152—A bill to be entitled An act relating to school-level funding; amending s. 1011.69, F.S.; revising the types of funds school districts may withhold before allocating certain Title I funds to eligible schools; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Perry—

SB 1154—A bill to be entitled An act relating to license plate decals for organ donors; creating s. 320.0849, F.S.; authorizing a certain owner or lessee of a motor vehicle to request issuance of a license plate decal identifying him or her as an organ, tissue, or eye donor; requiring the Department of Highway Safety and Motor Vehicles to issue the decal free of charge; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Perry—

SB 1156—A bill to be entitled An act relating to missing persons with special needs; amending s. 937.041, F.S.; expanding pilot projects for missing persons with special needs to all centers for autism and related disabilities at institutions in the State University System; conforming provisions to changes made by the act; deleting a reporting requirement; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Perry—

SB 1158—A bill to be entitled An act relating to the display of the state motto; amending s. 1003.44, F.S.; requiring each district school board to adopt rules for the display of the official state motto in specified places; providing an effective date.

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

By Senator Steube—

SB 1160—A bill to be entitled An act relating to family self-sufficiency; amending ss. 414.14 and 414.175, F.S.; authorizing changes to public assistance policy and federal food assistance waivers to conform to federal law and simplify administration unless such changes increase income or resource eligibility standards for the program; creating s. 414.315, F.S.; requiring the Department of Children and Families to impose a resource limit for households receiving food assistance, subject to federal approval; requiring legislative authorization for expanding resource eligibility under certain circumstances; providing applicability; creating s. 414.393, F.S.; requiring the department to implement asset verification to verify eligibility for public assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to include certain data relating to the performance outcomes of local workforce development boards and associated pilot programs in an annual report to the Governor and Legislature; providing legislative findings; providing definitions; requiring CareerSource Florida, Inc., to contract with a vendor to develop a pilot program to increase employment among certain persons receiving temporary cash assistance by a specified date; providing criteria for selecting a vendor; providing criteria for selecting local workforce boards to conduct the pilot program; requiring CareerSource Florida, Inc., to submit a report on the outcome of the pilot program to the Governor and Legislature by a specified date; providing appropriations; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Commerce and Tourism; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SR 1162—Not introduced.

SR 1164—Not introduced.

By Senator Rodriguez—

SB 1166—A bill to be entitled An act relating to storm hardening; amending s. 366.8260, F.S.; defining the term “storm hardening”; requiring an electric utility, when petitioning the Public Service Commission for a storm-recovery financing order, to identify its storm hardening plan, its compliance with the plan, and its overall prudence in ensuring electric service reliability; requiring the commission, when making a determination on a petition, to consider the utility’s prudence in storm hardening, previously received storm hardening costs, and the utility’s prudence in expending such funds; conforming a cross-reference; requiring that electric utilities provide a discount on storm-recovery charges to certain customers who have underground electric utility distribution lines servicing their property or who live in certain jurisdictions limiting the planting of certain types of trees near certain utility equipment; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Steube—

SB 1168—A bill to be entitled An act relating to insurance; amending s. 627.062, F.S.; providing that certain attorney fees and costs paid by

property insurers may not be included in the property insurer's rate base and may not be used to justify a rate increase or rate change; amending s. 627.409, F.S.; adding and revising conditions under which certain misrepresentations, omissions, concealments of fact, or incorrect statements may prevent recovery under an insurance policy or annuity contract; amending s. 627.422, F.S.; providing that personal lines residential and commercial residential property insurance policies may not restrict the assignment of post-loss benefits; creating s. 627.7152, F.S.; providing that an agreement to assign post-loss benefits of a residential homeowner's property insurance is not valid unless specified conditions are met; requiring the assignee, under certain circumstances, to provide a copy of the assignment agreement and a specified written estimate to the insurer within a specified timeframe; requiring the estimate to be timely updated if conditions require a change in scope; providing construction relating to failure to comply with such requirement; authorizing an insurer to inspect the property at any time; providing that an insurer's failure to make a certain attempt to inspect the property and deliver a certain notice, under certain circumstances, may estop certain assertions by the insurer; providing that an assignee's acceptance of a valid assignment agreement constitutes a waiver by the assignee or transferee, or any subcontractor of the assignee or transferee, of certain claims against named insureds, except under specified circumstances; providing construction relating to the validity of such waiver; requiring an assignee, before initiating certain litigation against an insurer, to provide a certain invoice and estimate to the insurer within a specified timeframe; providing that certain offers of settlement in certain civil actions may not be made until after a specified timeframe; requiring the office to require each insurer to annually report specified data relating to certain claims paid pursuant to assignment agreements; authorizing the office to adopt rules; providing applicability; providing an effective date.

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

By Senator Perry—

SB 1170—A bill to be entitled An act relating to transportation; amending s. 320.08056, F.S.; establishing an annual use fee for the Ethical Ecotourism license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Ethical Ecotourism license plate; providing for distribution and use of fees collected from the sale of the plate; amending s. 320.089, F.S.; creating a special license plate for recipients of the Bronze Star Medal; providing parameters for the design of the plate; making technical changes; providing effective dates.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Galvano—

SB 1172—A bill to be entitled An act relating to the Hope Scholarship Program; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; providing definitions; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a school principal to investigate a report of physical violence or emotional abuse; requiring a school district to notify an eligible student's parent of the program; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing Department of Education obligations relating to participating students and private schools and program requirements; providing Commissioner of Education obligations; requiring the commissioner to deny, suspend, or revoke a private school's participation in the program or the payment of scholarship funds under certain circumstances; defining the term "owner or operator"; providing a process for review of a decision from the commissioner under certain circumstances; providing for the release of personally identifiable student information under certain circumstances; providing parent and student responsibilities for initial and continued participation in the program; providing nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public

schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting a nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing reporting requirements for nonprofit scholarship-funding organizations relating to taxpayer contributions; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing penalties; providing for the restitution of specified funds under certain circumstances; providing the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education to adopt rules to administer the program; creating s. 212.1832, F.S.; authorizing certain persons to elect to direct certain state sales and use tax revenue to be transferred to a nonprofit scholarship-funding organization for the Hope Scholarship Program; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Stewart—

SB 1174—A bill to be entitled An act relating to the Florida Affordable Housing Guarantee Program; amending s. 420.5092, F.S.; revising the definition of the term "eligible housing" to include housing for evacuees from a United States territory; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stewart—

SB 1176—A bill to be entitled An act relating to disposal of prescribed controlled substances by a hospice; amending s. 400.6096, F.S.; removing the requirement that a hospice physician, nurse, or social worker obtain the permission of a family member or a caregiver of the deceased patient to assist in the disposal of an unused controlled substance prescribed to the patient; providing an effective date.

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

By Senator Bracy—

SB 1178—A bill to be entitled An act relating to public records; amending s. 406.136, F.S.; defining the terms "killing of a person" and "care and custody of a state agency"; expanding an exemption from public records requirements for a photograph or video or audio recording held by an agency which depicts or records the killing of a law enforcement officer to include a photograph or video or audio recording held by an agency which depicts or records the killing of a person; specifying that the exemption from public records requirements does not apply to the killing of a person in the care and custody of a state agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Steube—

SB 1180—A bill to be entitled An act relating to county and municipal public officers and employees; amending s. 99.061, F.S.; requiring a candidate for an elective municipal office to file a full and public disclosure of financial interests upon qualifying for office; amending s. 106.07, F.S.; requiring elected county or municipal public officers who

are candidates for elective office to make certain campaign finance reports available for posting on their county or municipal websites; amending s. 112.061, F.S.; requiring that requests to travel out of state by county or municipal public officers be approved by the governing board of the county or municipality at a publicly noticed meeting; specifying requirements for such meetings; limiting travel expenses of such public officers or employees to those expenses incurred within a specified timeframe; prohibiting advancement or reimbursement for travel expenses of such public officers or employees for foreign travel; limiting lodging expenses of such public officers or employees to a specified amount; authorizing such public officers or employees to expend their own funds for lodging expenses that exceed that amount; requiring county or municipal public officers to report certain travel expenses to a local Commission on Ethics and Public Trust or the Commission on Ethics; amending s. 112.3144, F.S.; requiring elected municipal officers to file a full and public disclosure of financial interests, rather than a statement of financial interests; amending s. 112.3145, F.S.; redefining the term “local officer” to conform to changes made by the act; providing effective dates.

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

By Senator Gibson—

SB 1182—A bill to be entitled An act relating to human papillomavirus vaccination; creating s. 1002.24, F.S.; requiring the Department of Education to distribute certain information relating to the human papillomavirus to the parents or guardians of specified students; providing that certain information must be included; requiring the Department of Health to approve the information; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

By Senator Gibson—

SB 1184—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; requiring a Closing the Gap grant proposal to address racial and ethnic disparities in morbidity and mortality rates relating to Lupus; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rouson—

SB 1186—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 1188—A bill to be entitled An act relating to the Strategic Intermodal System; amending s. 339.63, F.S.; specifying that the Strategic Intermodal System and the Emerging Strategic Intermodal System include existing or planned corridors that are managed lanes of transit; providing an effective date.

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

By Senator Farmer—

SB 1190—A bill to be entitled An act relating to prior authorization for opioid alternatives; amending s. 627.64195, F.S.; prohibiting health insurance policies from requiring that treatment with an opioid an-

algesic drug product be attempted and failed before authorizing the use of a nonopioid-based analgesic drug product; providing an effective date.

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

By Senator Stargel—

SB 1192—A bill to be entitled An act relating to education; amending s. 1002.67, F.S.; requiring certain assessment results to be provided to parents within a specified timeframe; requiring the Office of Early Learning to aggregate specified assessment results to be distributed to certain entities and posted on the office’s website within a specified timeframe; amending s. 1002.71, F.S.; authorizing certain students to reenroll in the Voluntary Prekindergarten Education Program; specifying that the program be offered by a provider that has met certain criteria; providing for funding for such students; requiring the office to establish criteria and procedures for the reenrollment of such students; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rouson—

SB 1194—A bill to be entitled An act relating to criminal justice; amending s. 775.082, F.S.; requiring a defendant who is sentenced for a primary offense of possession of a controlled substance committed on or after a specified date to be sentenced to a nonstate prison sanction under certain circumstances unless the court makes specified written findings; defining the term “possession of a controlled substance”; authorizing a defendant to move the sentencing court to depart from a mandatory minimum term of imprisonment or a mandatory fine if the offense is committed on or after a specified date; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; defining the term “coercion”; providing applicability; amending s. 921.002, F.S.; revising a principle of the Criminal Punishment Code relating to a prisoner’s required minimum term of imprisonment; amending s. 944.275, F.S.; revising the incentive gain-time that the Department of Corrections may grant a prisoner for offenses committed on or after a specified date; providing exceptions; revising the conditions under which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; deleting provisions prohibiting inmates from earning or receiving gain-time in amounts that would cause the inmate’s sentence to expire, end, or terminate, or result in a prisoner’s release, before serving a specified percentage of the imposed sentence; amending s. 947.1405, F.S.; providing that persons convicted of a noncapital offense and sentenced for a term of life qualify for conditional release, subject to certain terms and conditions; requiring that the Department of Corrections within a specified timeframe review certain records of persons serving life sentences and compile such information for the Florida Commission on Offender Review to use in making certain determinations regarding conditional release; reenacting ss. 775.084(4)(j), 944.70, 947.13(1)(f), and 947.141(1), (2), and (7), F.S., relating to the conditional release program applying to persons sentenced under certain provisions, conditions for release from incarceration, the powers and duties of the Florida Commission on Offender Review, and violations of certain release or supervision provisions, respectively, to incorporate the amendment made to s. 947.1405, F.S., in references thereto; providing an effective date.

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

By Senator Rouson—

SB 1196—A bill to be entitled An act relating to minor patients; amending s. 395.302, F.S.; requiring a hospital or medical facility to maintain and store all medical films and records of a minor patient until the patient reaches the age of 18 years; providing that a hospital or medical facility that fails to maintain or store certain medical films and records is subject to sanctions under s. 395.1065, F.S.; amending s.

766.306, F.S.; tolling the statute of limitations with respect to any medical-related civil action brought by, or on behalf of, an ill or injured minor until the minor reaches the age of 18 years; providing an effective date.

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

By Senator Baxley—

SB 1198—A bill to be entitled An act relating to virtual education; amending s. 1002.37, F.S.; requiring the Florida Virtual School to give enrollment priority to dependent children of certain active duty military personnel; requiring that certain examinations and assessments be available to all Florida Virtual School students; requiring a school district to provide certain information to Florida Virtual School students; authorizing the Florida Virtual School to use a specified form to determine residency and to serve specified students directly; providing for funding for certain students; amending s. 1002.45, F.S.; revising documentation requirements for virtual education providers; providing for the automatic termination of a virtual instruction provider's contract under certain circumstances; authorizing the State Board of Education to grant a waiver of such termination; amending s. 1003.05, F.S.; requiring that dependent children of active duty military personnel be given first preference for admission to the Florida Virtual School; amending s. 1011.61, F.S.; revising the definition of the term “full-time equivalent student”; amending s. 1012.32, F.S.; requiring certain personnel seeking employment from a virtual instruction program to undergo certain screenings; requiring the Department of Law Enforcement to provide the results of a background screening to specified entities; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Young—

SB 1200—A bill to be entitled An act relating to the Statewide Alternative Transportation Authority; amending s. 20.23, F.S.; adding an alternative transportation authority as part of the operations of the Department of Transportation; requiring the authority to be headed by an executive director; requiring the headquarters of the authority to be located in Leon County; requiring the responsibility for expending certain funds to be delegated by the department secretary to the executive director of the authority, subject to certain requirements; requiring the authority to operate pursuant to specified provisions; exempting the authority from certain departmental policies, procedures, and standards, subject to the secretary having the authority to apply any such policies, procedures, and standards to the authority; amending s. 201.15, F.S.; beginning in a specified timeframe, revising annual allocations in the State Transportation Trust Fund for the Transportation Regional Incentive Program; specifying annual allocations to the Tampa Bay Area Regional Transit Authority and the Statewide Alternative Transportation Authority for certain purposes; specifying requirements for matching funds for the Tampa Bay Area Regional Transit Authority; repealing s. 341.303(5), F.S., relating to fund participation and the Florida Rail Enterprise; deleting a provision authorizing the department, through the Florida Rail Enterprise, to use specified funds for certain purposes; creating s. 341.86, F.S.; creating within the department the Statewide Alternative Transportation Authority; defining the term “alternative transportation system”; specifying powers of the authority; requiring the authority to be a single budget entity and to develop a budget pursuant to specified provisions; requiring the authority's budget to be submitted to the Legislature with the department's budget; requiring all alternative transportation system funding by the department to be included in a certain budget entity; requiring the Executive Office of the Governor, on a specified date of each year, to certify forward certain unexpended funds for the authority, subject to certain requirements; requiring the department, through the authority, to use specified funds in a county to fund the design and construction of an alternative transportation system for passengers based on a certain proposal by the county; specifying requirements for the use of the funds; requiring a county proposing the use of funds for an alternative transportation system to submit a request to the authority, subject to certain requirements; requiring local matching funds for certain distributions, subject to certain requirements; prohibiting cer-

tain funds distributed from being used to subsidize certain existing projects; amending s. 343.58, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 1202—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for business e-mail addresses of current justices and judges; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

SR 1204—Not introduced.

By Senator Brandes—

SB 1206—A bill to be entitled An act relating to supervised community release; amending s. 945.091, F.S.; authorizing the Department of Corrections to extend the limits of confinement to allow an inmate to participate in supervised community release, subject to certain requirements, as prescribed by the department by rule; authorizing the department to terminate an inmate's participation under certain circumstances; authorizing a law enforcement officer to arrest, or a probation officer to arrest or request any county or municipal law enforcement officer to arrest, the inmate without warrant wherever he or she is found under certain circumstances; requiring the law enforcement or probation officer to report the alleged violations to a correctional officer for disposition of disciplinary charges as prescribed by the department by rule; providing that participating inmates remain eligible to earn or lose gain-time; providing that such inmates may not be counted in the population of the prison system and that their approved community-based housing location may not be counted in the capacity figures for the prison system; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1208—A bill to be entitled An act relating to the Florida Correctional Operations Oversight Council; amending s. 14.32, F.S.; creating the council within the Office of Chief Inspector General; specifying the purpose of the council; requiring the Office of Chief Inspector General to provide administrative support to the council; specifying the composition of the council; providing terms of office and requirements regarding the council's membership; prescribing the duties and responsibilities of the council; prohibiting the council from interfering with the operations of the Department of Corrections or the Department of Juvenile Justice; authorizing the council to appoint an executive director; authorizing reimbursement for per diem and travel expenses for members of the council; establishing certain restrictions applicable to members of the council and council staff; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1210—A bill to be entitled An act relating to taxation of Internet video service; amending s. 202.11, F.S.; revising the definition of the term “communications services” to exclude Internet video service; defining the term “Internet video service”; revising the definition of the term “video service” to exclude Internet video service; amending s. 202.24, F.S.; prohibiting, except for specified exceptions, public bodies

from levying on or collecting from sellers or purchasers of Internet video services any tax, charge, fee, or other imposition on or with respect to the provision or purchase of Internet video services; amending ss. 202.26, 212.05, and 610.118, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Book—

SB 1212—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements to certain identifying and location information of current or former directors, managers, supervisors, and clinical employees of child advocacy centers that meet certain standards and requirements, members of a child protection team, and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Book—

SB 1214—A bill to be entitled An act relating to child exploitation; amending s. 16.56, F.S.; revising the offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; amending s. 39.01, F.S.; conforming provisions to changes made by the act; amending s. 39.0132, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Children and Families which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending s. 39.0139, F.S.; revising the types of offenses that create a rebuttable presumption of detriment for judicial determinations related to contact between a parent or caregiver and certain child victims; conforming provisions to changes made by the act; amending s. 39.301, F.S.; conforming provisions to changes made by the act; amending s. 39.509, F.S.; revising the offenses that may be considered in determining whether grandparental visitation is in the child's best interest; conforming provisions to changes made by the act; amending s. 90.404, F.S.; conforming provisions to changes made by the act; amending s. 92.56, F.S.; revising the offenses for which a criminal defendant may seek an order of disclosure for certain confidential and exempt court records, for which the state may use a pseudonym instead of the victim's name, and for which a publication or broadcast of trial testimony may not include certain victim identifying information; conforming provisions to changes made by the act; amending ss. 92.561, 92.565, and 435.04, F.S.; conforming provisions to changes made by the act; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; conforming provisions to changes made by the act; amending s. 456.074, F.S.; revising the offenses for which the licenses of massage therapists and massage establishments must be suspended; conforming provisions to changes made by the act; amending ss. 480.041 and 480.043, F.S.; revising the offenses for which applications for licensure as a massage therapist or massage establishment must be denied; conforming provisions to changes made by the act; amending s. 743.067, F.S.; revising the offenses for which an unaccompanied homeless youth may consent to specified treatment, care, and examination; conforming provisions to changes made by the act; amending ss. 772.102 and 775.082, F.S.; conforming provisions to changes made by the act; amending s. 775.0847, F.S.; revising definitions; conforming provisions to changes made by the act; amending ss. 775.0877, 775.21, 775.215, 784.046, and 794.0115, F.S.; conforming provisions to changes made by the act; amending s. 794.024, F.S.; revising the offenses for which certain victim information may not be disclosed by public employees or officers; providing penalties; conforming provisions to changes made by the act; amending s. 794.056, F.S.; conforming provisions to changes made by the act; creating s. 794.10, F.S.; providing definitions; authorizing subpoenas in certain investigations of sexual offenses involving child victims and specifying requirements therefor; providing for specified reimbursement of witnesses; authorizing certain motions; requiring nondisclosure of the existence or contents of the subpoenas in certain

circumstances; providing exceptions to such nondisclosure requirement; requiring certain notice to be provided in a subpoena that contains a nondisclosure requirement; exempting certain records, objects, and other information from production; providing for the return of records, objects, and other information produced; specifying time periods within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review and extension of such nondisclosure requirements and specifying requirements therefor; amending s. 796.001, F.S.; conforming provisions to changes made by the act; repealing s. 827.071, F.S., relating to sexual performance by a child; amending s. 847.001, F.S.; revising definitions; creating s. 847.003, F.S.; providing definitions; prohibiting a person from using a child in a sexual performance or promoting a sexual performance by a child; providing penalties; amending s. 847.0135, F.S.; providing for separate offenses of computer pornography and child exploitation under certain circumstances; conforming provisions to changes made by the act; amending s. 847.01357, F.S.; conforming provisions to changes made by the act; amending s. 847.0137, F.S.; revising and providing definitions; prohibiting a person from possessing, with the intent to promote, child pornography; prohibiting a person from knowingly possessing, controlling, or intentionally viewing child pornography; providing penalties; providing application and construction; providing for separate offenses of transmission of child pornography under certain circumstances; amending ss. 856.022, 895.02, 905.34, and 934.07, F.S.; conforming provisions to changes made by the act; amending s. 938.085, F.S.; revising the offenses for which a surcharge to be deposited into the Rape Crisis Program Trust Fund must be imposed; conforming provisions to changes made by the act; amending s. 938.10, F.S.; revising the offenses for which an additional court cost must be imposed; conforming provisions to changes made by the act; amending ss. 943.0435, 943.04354, 943.0585, 943.059, 944.606, 944.607, 947.1405, 948.03, and 948.04, F.S.; conforming provisions to changes made by the act; amending s. 948.06, F.S.; revising the offenses that constitute a qualifying offense for purposes relating to a violation of probation or community control; conforming provisions to changes made by the act; amending ss. 948.062, 948.101, 948.30, 948.32, 960.03, and 960.197, F.S.; conforming provisions to changes made by the act; amending s. 985.04, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Juvenile Justice which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending ss. 985.475 and 1012.315, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking the offense of solicitation of a child via a computer service while misrepresenting one's age on the offense severity ranking chart; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; reenacting ss. 39.402(9)(a), 39.506(6), 39.509(6)(b), 39.521(3)(d), 39.806(1)(d) and (n), 63.089(4)(b), 63.092(3), 68.07(3)(i) and (6), 92.55(1)(b), 92.605(1)(b), 322.141(3), 381.004(2)(h), 384.29(1)(c) and (3), 390.0114(2)(b) and (e), 393.067(4)(h), (7), and (9), 394.495(4)(p), 394.9125(2)(a), 397.4872(2)(a) and (c), 435.07(4)(b), 507.07(9), 655.50(3)(g), 741.313(1)(e), 775.084(4)(j), 775.0862(2), 775.13(4)(e) and (f), 775.21(3)(b), (5)(d), (6)(f), and (10)(c), 775.24(2), 775.25, 775.261(3)(b), 784.049(2)(d), 794.011(2)(a), (3), (4), and (5), 794.03, 794.075(1), 847.002(1)(b), (2), and (3), 847.012(3)(b), 847.01357(3), 847.0138(2) and (3), 896.101(2)(h) and (10), 903.0351(1)(b) and (c), 903.046(2)(m), 905.34(3), 921.0022(3)(g), 921.141(6)(o), 943.0435(3), (4)(a), and (5), 943.0436(2), 943.325(2)(g), 944.11(2), 944.607(4)(a) and (9), 944.608(7), 944.609(4), 944.70(1), 947.13(1)(f), 947.1405(2)(c) and (12), 947.141(1), (2), and (7), 948.013(2)(b), 948.06(8)(b) and (d), 948.063, 948.064(4), 948.08(7)(a), 948.12(3), 948.30(3)(b) and (4), 948.31, 951.27, 960.003(2)(a) and (b) and (3)(a), 960.065(5), 984.03(2), 985.0301(5)(c), 985.04(6)(b), 985.441(1)(c), 985.4815(9), and 1012.467(2)(g), F.S., relating to placement in a shelter, arraignment hearings, grandparents rights, disposition hearings, grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, report to the court of intended placement by an adoption entity, change of name, proceedings involving certain victims or witnesses, production of certain records, color or markings of certain licenses or identification cards, HIV testing, confidentiality, the Parental Notice of Abortion Act, facility licensure, the child and adolescent mental health system of care, authority of a state attorney to refer a person for civil commitment, exemption from disqualification, exemptions from disqualification, violations by movers or

moving brokers, Florida Control of Money Laundering and Terrorist Financing in Financial Institutions Act, unlawful action against employees seeking protection, violent career criminals, habitual felony offenders, and habitual violent felony offenders, sexual offenses against students by authority figures, registration of convicted felons, the Florida Sexual Predators Act, duty of the court to uphold laws governing sexual predators and sexual offenders, prosecutions for acts or omissions, career offender registration, sexual cyberharassment, sexual battery, publishing or broadcasting information identifying sexual offense victims, sexual predators and erectile dysfunction drugs, child pornography prosecutions, sale or distribution of harmful materials to minors or using minors in production, civil remedies for exploited children, transmission of material harmful to minors to a minor by electronic device or equipment, the Florida Money Laundering Act, restrictions on pretrial release pending probation-violation hearings or community-control-violation hearings, purposes of and criteria for bail determination, the powers and duties of a statewide grand jury, the offense severity ranking chart of the Criminal Punishment Code, sentence of death or life imprisonment for capital felonies, sexual offenders required to register with the Department of Law Enforcement, duty of the court to uphold laws governing sexual predators and sexual offenders, DNA database, regulation by the Department of Corrections of the admission of books, notification to the Department of Law Enforcement of information on sexual offenders, notification to the Department of Law Enforcement concerning career offenders, career offenders and notification upon release, conditions for release from incarceration, powers and duties of the Florida Commission on Offender Review, the conditional release program, violations of conditional release, control release, or conditional medical release or addiction-recovery supervision, administrative probation, violation of probation or community control, violations of probation or community control by designated sexual offenders and predators, notification of status as a violent felony offender of special concern, the pretrial intervention program, intensive supervision for postprison release of violent offenders, additional terms and conditions of probation or community control for certain sex offenses, the evaluation and treatment of sexual predators and offenders on probation or community control, blood tests of inmates, hepatitis and HIV testing for persons charged with or alleged by petition for delinquency to have committed certain offenses, eligibility for victim assistance awards, definitions relating to children and families in need of services, jurisdiction, oaths, records, and confidential information, commitment, notification to Department of Law Enforcement of information on juvenile sexual offenders, and contractors permitted access to school grounds, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; Appropriations; and Rules.

By Senator Book—

SB 1216—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding the exemption from public records requirements for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Brandes—

SB 1218—A bill to be entitled An act relating to persons awaiting trial; amending s. 903.046, F.S.; providing that a court is not required to consider the source of funds used to post bail or procure an appearance bond when determining whether to release a defendant on bail or other conditions when such funds are provided by a charitable bail fund; creating s. 907.042, F.S.; providing legislative findings; requiring the Department of Corrections to develop a risk assessment instrument; authorizing the department to use or modify an existing risk assessment instrument; requiring the department to develop or modify the risk assessment instrument by a certain date; specifying requirements for the use, implementation, and distribution of the risk assessment

instrument; creating the Risk Assessment Pilot Program for a specified period; specifying the participating counties; requiring each participating county's chief correctional officer to contract with the department to administer the risk assessment instrument for all persons arrested for felony violations; requiring each participating county to submit a report annually by a certain date to the department with specified information; requiring the department to compile the information of the findings from the participating counties and submit an annual report by a certain date to the Governor and the Legislature; authorizing the department, in consultation with specified persons, to adopt rules; reordering and amending s. 932.701, F.S.; defining the term "charitable bail fund"; amending s. 932.7055, F.S.; providing that certain proceeds from seized property which are deposited in a special law enforcement trust fund and interest from such proceeds may be used to establish and maintain a charitable bail fund, if such a bail fund is established by the county or municipality; amending ss. 210.095, 213.295, 893.147, and 932.703, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1220—A bill to be entitled An act relating to custodial interrogations; creating s. 900.05, F.S.; defining terms and specifying covered offenses; requiring that a custodial interrogation at a place of detention be electronically recorded in its entirety in connection with certain offenses; requiring law enforcement officers who do not comply with the electronic recording requirement or who conduct custodial interrogations at a place other than a place of detention to prepare a specified report; providing exceptions to the electronic recording requirement; requiring a court to consider a law enforcement officer's failure to comply with the electronic recording requirements in determining the admissibility of a statement unless an exception applies; requiring a court, upon the request of a defendant, to give cautionary instructions to a jury under certain circumstances; providing immunity from civil liability to law enforcement agencies that enforce certain rules; providing that no cause of action is created against a law enforcement officer; providing an effective date.

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

By Senator Brandes—

SB 1222—A bill to be entitled An act relating to an inmate reentry program; creating s. 397.755, F.S.; requiring the Department of Corrections to administer a reentry program for certain inmates with substance abuse, mental health, or co-occurring disorders; establishing that the reentry program consists of an in-prison treatment program and a community-based aftercare treatment program; requiring the sentencing court to issue a recommendation for an inmate's participation in the reentry program in a sentencing order; requiring the department to consider inmates for admission to the reentry program; providing factors for consideration; providing eligibility criteria for participation in the program; requiring the department to give written notification of the inmate's admission into the reentry program to the sentencing court and specified persons; specifying that the department may refuse to place an inmate in the reentry program for good cause; requiring the department to develop a postrelease treatment plan before an inmate completes in-prison treatment; providing a procedure for an inmate who appears to become unable to participate in the reentry program; authorizing sanctions to be imposed on an inmate who violates rules of conduct established by department rule; authorizing the department to place an inmate in the reentry program in an administrative or protective confinement; providing that an inmate shall be immediately transitioned into the community on drug offender-mental health probation following his or her completion of the in-prison treatment program; providing that an inmate in the reentry program who is on such probation is subject to the standard terms of probation and any special condition ordered by the sentencing court; requiring an inmate's case to be transferred to a drug court or mental health court if the sentencing county has such a court and is willing to accept the case; requiring the department to collect the cost of supervision from the inmate, as appropriate; requiring the inmate to comply with all condi-

tions of his or her supervision and related court orders; specifying that a violation of such conditions or orders may result in revocation of supervision by the court and imposition of a sentence; requiring an inmate who is on probation as part of the reentry program to pay all appropriate costs of supervision to the department; requiring a financially able inmate to pay all costs of substance abuse or mental health treatment; authorizing the supervising court to impose additional conditions on the inmate, such as requiring the payment of restitution, the payment of court costs and fines, or community service; specifying that time spent on probation as part of the reentry program is considered custody time for purposes of calculating gain-time; requiring the department to implement the program, within available resources, to the fullest extent possible; requiring the department to provide special training to employees serving in the reentry program; authorizing the department to develop and enter into certain performance-based contracts to supply services through the program; authorizing the department to establish a system of incentives in the program to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; clarifying that this act does not confer any right to placement in the reentry program or early release; specifying that an inmate has no cause of action for actions taken in the administration of the reentry program; requiring the department to develop a computerized system to track data on the recidivism and recommitment of inmates who have participated in the reentry program; requiring the department to submit an annual report on such data to the Governor and the Legislature by a specified date; requiring the department to adopt rules; requiring the Office of Program Policy Analysis and Government Accountability to provide a report to the Legislature before a specified date; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bradley—

SB 1224—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; authorizing a malt beverage distributor to give branded glassware to vendors licensed to sell malt beverages for on-premises consumption; requiring that the glassware bear certain branding; providing an annual limit on the amount of glassware a distributor may give to a vendor; prohibiting a vendor from selling the branded glassware or returning it to a distributor for cash, credit, or replacement; defining the terms “case” and “glassware”; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Appropriations.

By Senators Book and Hutson—

SB 1226—A bill to be entitled An act relating to sentencing for sexual offenders and sexual predators; amending s. 775.21, F.S.; redefining the terms “permanent residence,” “temporary residence,” and “transient residence” by decreasing the amount of days a person abides, lodges, or resides in a certain place to qualify for that type of residency category; revising existing criminal penalties for sexual predators to require mandatory minimum terms of community control with electronic monitoring for first, second, and third and subsequent violations of specified offenses; amending s. 943.0435, F.S.; revising existing criminal penalties for sexual offenders to require mandatory minimum terms of community control with electronic monitoring for first, second, and third and subsequent violations of specified offenses; reenacting s. 775.25, F.S., relating to prosecutions for certain acts or omissions, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; reenacting ss. 944.606(1)(d), 985.481(1)(d), and 985.4815(1)(f), F.S., relating to sexual offenders and required notifications upon release, sexual offenders adjudicated delinquent and required notifications upon release, and notification to the Department of Law Enforcement of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 775.21, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

By Senator Hukill—

SB 1228—A bill to be entitled An act relating to annual business organization reports and fees; amending s. 605.0212, F.S.; authorizing domestic and registered foreign limited liability companies to submit biennial reports to the Department of State; amending s. 605.0213, F.S.; establishing a biennial report filing fee for limited liability companies; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 607.0122, F.S.; establishing a biennial report filing fee for domestic and foreign corporations; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 607.1622, F.S.; authorizing domestic and foreign corporations to submit biennial reports to the department; amending s. 607.193, F.S.; establishing a biennial supplemental corporate fee for limited liability companies, domestic and foreign corporations, and domestic and foreign limited partnerships; amending s. 617.0122, F.S.; establishing a biennial report filing fee for domestic and foreign corporations not for profit; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees; amending s. 617.1622, F.S.; authorizing domestic and foreign corporations not for profit to submit biennial reports to the department; amending s. 620.1109, F.S.; establishing a biennial report filing fee for domestic and foreign limited partnerships; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees and biennial supplemental corporate fees; amending s. 620.1210, F.S.; authorizing domestic and foreign limited partnerships to submit biennial reports to the department; amending s. 620.81055, F.S.; establishing a biennial report filing fee for domestic and foreign limited liability partnerships; authorizing the department to escrow an amount necessary to annualize revenues collected from biennial report filing fees; amending s. 620.9003, F.S.; authorizing domestic and foreign limited liability partnerships to submit biennial reports to the department; amending ss. 605.0114, 605.0118, 605.0211, 605.0714, 605.0715, 605.0908, 605.0909, 606.06, 607.0121, 607.0128, 607.01401, 607.0141, 607.0502, 607.0705, 607.1420, 607.1421, 607.1509, 607.15101, 607.1530, 607.1531, 607.15315, 607.1601, 617.0121, 617.0128, 617.0502, 617.1420, 617.1421, 617.1509, 617.1510, 617.1530, 617.1531, 617.1533, 617.1601, 620.1111, 620.1115, 620.1209, 620.1809, 620.1810, 620.1906, 620.1909, and 622.05, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By the Committee on Criminal Justice—

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.0583, F.S., relating to an exemption from public records requirements for certain criminal history records ordered expunged which are retained by the Department of Law Enforcement; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Criminal Justice—

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 286.01141, F.S., which provides an exemption from public meetings requirements for portions of a meeting of a duly constituted criminal justice commission at which active criminal intelligence information or active criminal investigative information being considered by, or which may foreseeably come before, the commission is discussed; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Judiciary—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., relating to the exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and for other court actions related to the injunction which are held by clerks of the court and law enforcement agencies; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Judiciary—

SB 7006—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; abrogating the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Communications, Energy, and Public Utilities—

SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0713, F.S., relating to an exemption from public records requirements for proprietary confidential business information held by a local government electric utility; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senators Galvano, Perry, Young, Bradley, Stewart, Stargel, Simpson, Steube, Passidomo, Bean, Baxley, Hukill, and Benacquisto—

CS for SB 4—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.706, F.S.; requiring state universities to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; specifying funding as provided by the Legislature; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; specifying funding as provided by the Legislature; amending s. 1004.28, F.S.; directing a state university board of trustees to limit the services, activities, and expenses of its direct-support organizations; requiring the chair of the board of trustees to appoint at least one representative to the board of directors and executive committee of a university direct-support organization; requiring the disclosure of certain financial documents; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent; authorizing state university investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the

Legislature by a specified date; amending s. 1008.30, F.S.; authorizing certain state universities to continue to provide developmental education instruction; amending s. 1009.22, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.23, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; removing the prohibition on the inclusion of a technology fee and a tuition differential fee in the funds for the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students beginning in a specified academic semester; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; amending s. 1009.53, F.S.; authorizing students to use certain Florida Bright Futures Scholarship Program awards for summer term enrollment beginning in specified years; specifying funding as provided by the Legislature; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other educational expenses; amending s. 1009.535, F.S.; specifying Florida Medallion Scholars award amounts to cover specified tuition and fees; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program beginning in a specified fiscal year; extending the program to include Florida College System institution students; amending s. 1009.893, F.S.; extending coverage of the Benacquisto Scholarship Program to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing student eligibility criteria; specifying award amounts and distributions; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; providing for retroactive application; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

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

CS for SB 80—A bill to be entitled An act relating to direct primary care agreements; creating s. 624.27, F.S.; providing definitions; specifying that a direct primary care agreement does not constitute insurance and is not subject to the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to the code; providing that a certificate of authority or a license under the code is not required to market, sell, or offer to sell a direct primary care agreement; specifying requirements for a direct primary care agreement; providing an effective date.

By the Committee on Education; and Senators Hukill, Latvala, Rouson, Baxley, Benacquisto, Stewart, Rodriguez, Mayfield, Farmer, Book, Hutson, Perry, Powell, and Gibson—

CS for SB 88—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senators Perry, Garcia, Mayfield, Rodriguez, Campbell, Baxley, Stewart, and Taddeo—

CS for SB 90—A bill to be entitled An act relating to the use of wireless communications devices while driving; amending s. 316.305, F.S.; revising the legislative intent relating to the authorization of law enforcement officers to stop motor vehicles and issue citations to persons who are texting while driving; requiring deposit of fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement of the Florida Ban on Texting While Driving Law be

accomplished only as a secondary action; requiring a law enforcement officer to inform a person who is stopped for texting while driving of the person's right to decline a search of his or her wireless communications device; providing an effective date.

By the Committee on Judiciary; and Senators Steube and Mayfield—

CS for SB 98—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for insureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Garcia and Taddeo—

CS for SB 104—A bill to be entitled An act relating to small business financial assistance; creating s. 295.231, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Economic Opportunity; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; prescribing minimum criteria for such agreements; requiring the corporation to notify the appropriate regional small business development center of a small business' participation; requiring the department to adopt certain rules; prescribing reporting requirements; providing for termination of the program; providing appropriations; providing an effective date.

By the Committee on Judiciary; and Senators Benacquisto, Simpson, Book, Hutson, Perry, Bracy, Torres, Rodriguez, Campbell, and Taddeo—

CS for SB 140—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; conforming cross-references; providing an effective date.

By the Committee on Judiciary; and Senators Steube and Grimsley—

CS for SB 152—A bill to be entitled An act relating to the sale of firearms; amending s. 790.065, F.S.; requiring Department of Law Enforcement procedures to allow the payment or transmittal of processing fees for criminal history checks of potential firearms buyers by electronic means; providing that criminal history check requests by licensed importers, manufacturers, and dealers to the department may be made by electronic means; providing an effective date.

By the Committee on Regulated Industries; and Senator Steube—

CS for SB 198—A bill to be entitled An act relating to fireworks; repealing s. 791.013, F.S., relating to the testing and approval of sparklers; repealing s. 791.015, F.S., relating to the registration of manufacturers, distributors, wholesalers, and retailers of sparklers; repealing s. 791.03, F.S., relating to the bond of licensees; amending s. 791.01, F.S.; conforming provisions to changes made by the act; amending s. 791.012, F.S.; conforming a cross-reference; amending s. 791.02, F.S.; prohibiting persons, firms, copartnerships, and corporations from selling fireworks to any person under 18 years of age; authorizing the State Fire Marshal to adopt rules; conforming provisions to changes made by the act; amending s. 791.04, F.S.; conforming provisions to changes made by the act; reenacting s. 791.06, F.S., relating to penalties, to incorporate the amendment made by this act to s. 791.02, F.S.; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Bradley, Perry, Stewart, Bean, Simpson, Stargel, Passidomo, Baxley, Hukill, Young, and Hutson—

CS for SB 204—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; revising the specified appropriation for spring restoration, protection, and management projects; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Heights Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; deleting an obsolete provision; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 226—A bill to be entitled An act relating to inmate reentry services; amending s. 944.705, F.S.; requiring the release orientation program to consist of at least 200 hours of instruction time; requiring the program to begin at least 360 days prior to the inmate's release; requiring that housing placement information and job search assistance be included in the release orientation program; requiring the Department of Corrections to assist inmates in securing the identified basic support services; requiring the department to notify every inmate of opportunities for industry certifications and job placement in the community in which the inmate will be released; amending s. 944.7065, F.S.; requiring each inmate released from incarceration by the department to complete at least a 200-hour comprehensive transition course; providing legislative findings; requiring the Department of Corrections to report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the opportunities available for all inmates to receive industry certifications and vocational training; requiring the report to include recommendations for improvement and availability; requiring the report be provided to the Governor and the Legislature by a specified date; providing effective dates.

By the Committee on Health Policy; and Senator Steube—

CS for SB 250—A bill to be entitled An act relating to ambulatory surgical centers and mobile surgical facilities; amending s. 395.002, F.S.; revising the definition of the terms “ambulatory surgical center” and “mobile surgical facility”; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Medicine and the Board of Osteopathic Medicine to adopt rules that establish requirements for practitioners and facilities related to the delivery of surgical care to children in ambulatory surgical centers, in accordance with specified standards; requiring that the rules establish minimum standards for certain pediatric patient care practices; speci-

fying that ambulatory surgical centers may only provide certain procedures if authorized by agency rule; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Passidomo—

CS for SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 272—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; revising the voter approval threshold required to pass a referendum to adopt or amend local government discretionary sales surtaxes when the referendum is held at any date other than a general election; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senators Hutson and Baxley—

CS for SB 276—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for such memberships; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hutson and Baxley—

CS for SB 278—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state or the District of Columbia which is confidential or exempt pursuant to the laws of that jurisdiction; providing for the release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Brandes—

CS for SB 296—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove bottles of wine from a restaurant for off-premises consumption; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 298—A bill to be entitled An act relating to criminal history records; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of a criminal history record; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; amending s. 943.059, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the sealing of a criminal history record; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for sealing of a criminal history record; providing an effective date.

By the Committee on Community Affairs; and Senator Young—

CS for SB 324—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for impact fees; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Young and Gibson—

CS for SB 326—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring that the Department of Children and Families establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; requiring that the department contract with managing entities to enter into agreements with Florida 211 Network participants for such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect certain data on the implementation of the program and submit the data to the department; requiring the department to submit a report on the program's implementation to the Governor and Legislature by a specified date; requiring a minimum percentage of funds annually appropriated for the administration of the program to be used for the promotion and advertising of the program; requiring the department to use public service announcements; providing an appropriation; providing an effective date.

By the Committee on Transportation; and Senator Perry—

CS for SB 346—A bill to be entitled An act relating to motorcycle and moped riders; amending s. 316.211, F.S.; increasing the age at which persons who are operating or riding upon a certain motorcycle or a moped are exempt from protective headgear requirements; requiring a moped registered to a person under a specified age to display a license plate that is unique in design and color; providing an effective date.

By the Committee on Community Affairs; and Senator Stargel—

CS for SB 354—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner, may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising definitions; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; defining the term "statewide travel management system"; requiring agencies and the judicial branch to report certain travel information of public officers and employees in the statewide travel management system; requiring executive branch state agencies and the judicial branch to use the statewide travel management system for certain purposes; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local

governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising membership for the audit committee; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; requiring an auditor to include certain information in a management letter; requiring the chair of a governmental entity's governing body to submit an affidavit containing certain information when the entity contracts with an auditor to conduct an audit; providing requirements and procedures for selecting an auditor; requiring the Legislative Auditing Committee to determine whether a governmental entity should be subject to state action under certain circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Regulated Industries; and Senator Young—

CS for SB 374—A bill to be entitled An act relating to fantasy contests; creating s. 546.13, F.S.; defining terms; exempting a fantasy contest from certain regulations; providing an effective date.

By the Committee on Banking and Insurance; and Senators Book, Young, Taddeo, Montford, and Latvala—

CS for SB 376—A bill to be entitled An act relating to workers' compensation benefits for first responders; amending s. 112.1815, F.S.; revising the evidentiary standard for demonstrating mental and nervous injuries of first responders; deleting certain limitations relating to workers' compensation benefits for first responders; amending s. 440.093, F.S.; providing that law enforcement officers, firefighters, emergency medical technicians, and paramedics are entitled to benefits under the Workers' Compensation Law for mental or nervous injuries, regardless of whether such injuries are accompanied by physical injuries requiring medical treatment, under specified circumstances; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senators Brandes and Galvano—

CS for SB 384—A bill to be entitled An act relating to electric and hybrid vehicles; requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric and hybrid vehicles make up a certain percentage or more of the total number of vehicles registered in this state; authorizing the commission, in consultation with the Department of Highway Safety and Motor Vehicles, to use certain commercially available data; requiring the commission, in consultation with the Division of Emergency Management, to make an

assessment of transportation infrastructure with respect to emergency evacuations and electric vehicles; specifying requirements for the report; requiring the report to be submitted to the Governor and the Legislature no later than a certain date; authorizing the commission to undertake and complete the review before the specified-percentage threshold is reached, under certain circumstances; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles; providing an effective date.

By the Committee on Banking and Insurance; and Senators Garcia and Taddeo—

CS for SB 386—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; revising a provision relating to the maximum delinquency charge that may be charged for consumer finance loans; amending s. 516.36, F.S.; revising a requirement relating to installment repayments for consumer finance loans; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 444—A bill to be entitled An act relating to pregnancy support services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; providing for subcontractor background screenings under certain circumstances; requiring the contractor to annually survey subcontractors; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner; forbidding the inclusion of faith-based content in informational materials; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 450—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; defining the term "peer specialist"; amending s. 394.4572, F.S.; requiring a specific level of screening for peer specialists working in mental health programs and facilities; amending s. 394.4573, F.S.; specifying that the use of peer specialists for recovery support is an essential element of a coordinated system of behavioral health care; amending s. 397.311, F.S.; defining the term "peer specialist"; amending s. 397.4073, F.S.; conforming provisions to changes made by the act; creating s. 397.417, F.S.; providing legislative findings and intent; authorizing a person to seek certification as a peer specialist if he or she meets specified qualifications; requiring a background screening, completion of a training program, and a passing score on a competency exam for a qualified person to obtain certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and be based on current practice standards; requiring the department to certify peer specialists directly or by designating a nonprofit certification organization; requiring that a person providing peer specialist services be certified or supervised by a licensed behavioral health care professional or a certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists to meet the requirements of a background screening as a condition of employment and continued employment; authorizing the department or the Agency for Health Care Administration to require by rule that fingerprints be submitted electronically to the Department of Law Enforcement; authorizing the department or the agency to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying offenses to be considered in the background screening of a peer specialist; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that all peer specialists certified as of the effective

date of this act are recognized as having met the requirements of this act; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, and 744.2007, F.S.; conforming cross-references; making technical changes; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 454—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the timeframe when the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead; deleting obsolete provisions; conforming provisions to changes made by the act; providing applicability; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 484—A bill to be entitled An act relating to sentencing; amending s. 921.188, F.S.; authorizing a court to sentence offenders to a county jail for up to 24 months under certain circumstances for offenses committed after a specified date; requiring sentencing conditions; prohibiting an offender from receiving gain-time or other sentence credit that would result in the offender serving less than 85 percent of his or her sentence; providing that contracts are contingent upon an appropriation; providing contractual requirements; requiring specific appropriations; providing for such appropriations; requiring the validation of per diem rates before payments are made; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 488—A bill to be entitled An act relating to emergency medical services; amending s. 401.23, F.S.; defining the term “advanced life support nontransport services”; amending s. 401.25, F.S.; exempting certain governmental entities from the requirement to obtain a certificate of public convenience and necessity to provide certain emergency services under specified conditions; providing applicability; requiring that such governmental entities provide certain notice to counties and municipalities in their proposed service areas; requiring the Department of Health to issue a license to an exempt entity under certain circumstances; amending ss. 14.33, 125.01045, 166.0446, 252.515, 395.1027, 401.245, and 401.27, F.S.; conforming cross-references; providing an effective date.

By the Committee on Health Policy; and Senators Young and Mayfield—

CS for SB 510—A bill to be entitled An act relating to reporting of adverse incidents in planned out-of-hospital births; creating s. 456.0495, F.S.; defining the term “adverse incident”; requiring licensed physicians, certified nurse midwives, and licensed midwives to report an adverse incident and a medical summary of events to the Department of Health within a specified timeframe; requiring the department to review adverse incident reports and determine if conduct occurred that is subject to disciplinary action; requiring the appropriate regulatory board or the department to take disciplinary action under certain circumstances; requiring the department to adopt rules; requiring the department to develop a form to be used for the reporting of adverse incidents; providing an effective date.

By the Committee on Health Policy; and Senators Latvala, Young, and Campbell—

CS for SB 520—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer

and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Education; and Senator Hukill—

CS for SB 540—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the state board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the state board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the state board on a specified date; requiring the state board to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges; assigning the state board to, and administratively housing the state board within, the department; providing the personnel for and powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Community Colleges or Florida Community College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term “state officer” to include certain Florida Community College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the Chancellor of the Florida Community College System, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt the Florida Community College System from certain provisions; deleting duties of the State Board of Education regarding the Florida College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt the Florida Community College System from certain powers and duties; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department’s duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the state board to coordinate with the State Board of Education; requiring the state board, in collaboration with the State Board of Education, to adopt specified definitions by rule; amending ss. 1001.61, 1001.64, and 1001.65, F.S.; conforming provisions to changes made by the act; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida Community College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida Community College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified charter technical career centers from offering certain

courses and programs; providing for rulemaking; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the state board; requiring the state board to collaborate with the Office of K-20 Articulation to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities, to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending s. 1004.67, F.S.; conforming provisions to changes made by the act; amending s. 1004.70, F.S.; revising requirements for appointments to the board of directors; prohibiting a community college board of trustees from authorizing a Florida Community College System institution direct-support organization to use personal services and state funds for travel expenses after a specified date; deleting an exception to the prohibition on gifts to a political committee from a Florida Community College System institution direct-support organization; conforming provisions to changes made by the act; amending s. 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges to collaborate with the State Board of Education to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department's accountability for career education; requiring the department and the State Board of Community Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Community Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include rules adopted by the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of for violations of certain rules of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution and each state university to execute at least one "2+2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers in executing the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, and 1007.265, F.S.; conforming provisions to changes made by the act; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1007.271, F.S.; requiring the State

Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring that a baccalaureate degree program be terminated under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions and within the Florida Community College System; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; providing that certain state universities may continue to provide developmental education instruction; establishing the Supporting Students for Academic Success Program; providing the purpose, requirements, funding, and reporting requirements of the program; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; revising department responsibilities associated with the system of educational accountability to include duties for the State Board of Community Colleges; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintenance of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System boards of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges on legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of

Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; providing a directive to the Division of Law Revision and Information; providing effective dates.

By the Committee on Commerce and Tourism; and Senator Young—

CS for SB 568—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising penalties; providing an effective date.

By the Committee on Transportation; and Senators Mayfield and Gainer—

CS for SB 572—A bill to be entitled An act relating to high-speed passenger rail; creating s. 341.601, F.S.; providing a short title; creating s. 341.602, F.S.; providing definitions; creating s. 341.603, F.S.; providing legislative intent; creating s. 341.604, F.S.; providing applicability; creating s. 341.605, F.S.; providing powers and duties of the Florida Department of Transportation; authorizing the department to regulate railroads where that authority is not federally preempted; authorizing the department to collect information from relevant parties; requiring the department to keep certain records; requiring the department to adopt rules; creating s. 341.606, F.S.; requiring the Florida Division of Emergency Management to offer, under certain circumstances, the local communities and local emergency services located along the rail corridor training specifically designed to help them respond to an accident involving rail passengers or hazardous materials; creating s. 341.607, F.S.; providing reporting requirements for certain railroad companies; requiring the department to publish certain information on its website; requiring the department, in coordination with the Federal Railroad Administration and other necessary entities, to develop certain rules; specifying that reporting requirements are for informational purposes only and are not to be used to economically regulate a railroad company; creating s. 341.608, F.S.; specifying minimum safety standards for a high-speed passenger rail system; requiring certain railroad companies to comply with certain federal laws and regulations; specifying safety equipment and technology requirements for certain railroad companies; requiring certain railroad companies to meet specified requirements before operating a high-speed passenger rail system; creating s. 341.609, F.S.; requiring construction, maintenance, and repair of certain infrastructure by certain railroad companies; specifying requirements for certain roadbed modifications; providing for construction; creating s. 341.6101, F.S.; requiring the department’s railroad inspectors, in accordance with a specified pro-

gram, to meet certain certification requirements and to coordinate their activities with those of federal inspectors in the state in compliance with certain federal regulations; requiring the inspectors to report the results of their inspections, subject to certain requirements; requiring the reports to be made available on the department’s website unless they are deemed confidential; creating s. 341.611, F.S.; requiring the department to adopt rules that identify standards for it to conduct field surveys of certain rail corridors; providing requirements for the field surveys; requiring the department to hold certain public meetings; requiring certain railroad companies to construct and maintain fences under certain circumstances; providing fencing requirements; providing that a railroad company operating a high-speed passenger rail system is liable for all damages arising from its failure to construct or maintain the fence, under certain circumstances; creating s. 341.612, F.S.; requiring a railroad company operating a high-speed passenger rail system to be solely responsible for certain maintenance, improvement, and upgrade costs; specifying that a governmental entity is not responsible for any costs associated with the maintenance and improvements necessary to operate a high-speed passenger rail system unless the governmental entity expressly consents in writing; providing construction; creating s. 341.613, F.S.; establishing jurisdiction for the state to enforce specified provisions; requiring penalties for violations of specified provisions to be imposed upon the railroad company that commits such violations; creating s. 341.614, F.S.; providing severability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Garcia and Campbell—

CS for SB 590—A bill to be entitled An act relating to child welfare; creating s. 39.4015, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Children and Families, in collaboration with sheriffs’ offices that conduct child protective investigations and community-based care lead agencies, to develop a statewide family-finding program; requiring the implementation of family finding by a specified date; requiring the department and community-based care lead agencies to document strategies taken to engage relatives and kin; providing strategies to engage relatives and kin; requiring the department and community-based care lead agencies to use diligent efforts in family finding; providing that certain actions do not constitute family finding; requiring determinations by the court; requiring the department to adopt rules; amending s. 39.402, F.S.; requiring the court to request that parents consent to providing access to additional records; requiring a judge to appoint a surrogate parent for certain children; requiring the court to place on the record its determinations regarding the department’s or the community-based lead agency’s reasonable engagement in family finding; providing guidelines for determining reasonableness; amending ss. 39.506; requiring the court to make a determination regarding the department’s or the community-based lead agency’s reasonable engagement in family finding; providing guidelines for determining reasonableness; amending s. 39.507 F.S.; requiring the court to make a determination regarding the department’s or the community-based lead agency’s reasonable engagement in family finding; providing guidelines for determining reasonableness; requiring the court to advise parents that their parental rights may be terminated and the child’s out-of-home placement may become permanent under certain circumstances; amending s. 39.5085, F.S.; providing legislative findings and intent; defining terms; requiring the department to provide financial assistance to kinship caregivers who meet certain requirements; providing eligibility criteria for such financial assistance; providing that children living with caregivers who are receiving financial assistance are eligible for Medicaid coverage; providing the purpose of a kinship navigator program; requiring each community-based care lead agency to establish a kinship navigator program by a certain date; providing requirements for programs; requiring the department to adopt rules; deleting provisions related to the Relative Caregiver Program; amending s. 39.521, F.S.; requiring the court to make a determination regarding the department’s or the community-based lead agency’s reasonable engagement in family finding; providing guidelines for determining reasonableness; conforming provisions to changes made by the act; amending s. 39.6012, F.S.; revising the types of records that must be attached to a case plan and updated throughout the judicial review process; requiring that documentation of the family-finding efforts of the department and the community-based care lead agency be included in certain case plans; amending s. 39.604, F.S.; revising legislative findings and intent; providing requirements

and procedures for referring certain children to the Early Steps Program; requiring the Early Steps Program to screen or evaluate all children referred to the program by the department or its contracted agencies; requiring the service coordinator of the Early Steps Program to forward certain information to the department and the community-based care lead agency; requiring the dependency court to appoint a surrogate parent for certain children under certain circumstances; requiring the department or a community-based care lead agency to refer a child to the Child Find program of the Florida Diagnostic and Learning Resources System under certain circumstances; requiring a caregiver to choose certain providers to care for children in out-of-home care; revising enrollment and attendance requirements for children in an early education or child care program; conforming cross-references; providing requirements and procedures for maintaining the educational stability of a child during the child's placement in out-of-home care, or subsequent changes in out-of-home placement; requiring that a child's transition from a child care or early education program be pursuant to a plan that meets certain requirements; amending s. 39.701, F.S.; requiring the court to appoint a surrogate parent if the child is under the age of school entry; requiring the court to determine if the department and community-based lead agency has continued to reasonably engaged in family finding; providing guidelines for determining the level of reasonableness; amending ss. 414.045 and 1009.25, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 602—A bill to be entitled An act relating to mandatory minimum sentences; amending s. 893.135, F.S.; authorizing a court to depart from mandatory minimum terms of imprisonment for certain drug trafficking offenses if it makes specified findings; providing an effective date.

By the Committee on Community Affairs; and Senator Steube—

CS for SB 612—A bill to be entitled An act relating to residential tenancies; creating s. 83.684, F.S.; providing definitions; authorizing landlords to require certain employees to undergo level 1 background screenings; providing for the termination or disqualification of certain employees; requiring a written disclosure and signed acknowledgement of receipt in rental agreements and rental agreement renewals; providing requirements for such disclosure and acknowledgement; authorizing tenants to terminate such agreements and renewals under certain circumstances; requiring deposit money to be refunded to tenants upon such termination; providing that tenants are responsible for any damage he or she caused to the premises; providing an effective date.

By the Committee on Transportation; and Senator Passidomo—

CS for SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms “motor vehicle dealer,” “franchised motor vehicle dealer,” “independent motor vehicle dealer,” “wholesale motor vehicle dealer,” and “motor vehicle broker”; prohibiting persons from engaging in business as, serving in the capacity of, or acting as a motor vehicle broker in this state without first obtaining a certain license; adding an exception to the prohibition on persons other than a licensed motor vehicle dealer from advertising for sale or lease any motor vehicle belonging to another party; requiring any person acting in violation of specified licensing requirements to be deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring an initial license certificate to be issued by the Department of Highway Safety and Motor Vehicles in accordance with an application when the application is regular in form and in compliance with specified provisions; providing for expiration of a license issued to a motor vehicle broker; deleting provisions relating to renewal forms, license certificates, and initial license applications; requiring each initial application for licensure as an independent motor vehicle dealer received by the department to be accompanied by certain verification of attending training and an information seminar; providing seminar and training requirements; providing an exemption; authorizing the department to adopt certain rules; providing that the curriculum for certain subjects is approved by any and all other regulatory agencies having jurisdiction over the specific subject matters; requiring that the overall adminis-

tration of the licensing of dealer schools and their instructors remains with the department; authorizing the schools to charge a fee for training; requiring the department to deliver or mail to each licensee the necessary renewal forms within a specified period; requiring independent motor vehicle dealers to complete certain certification relating to continuing education, subject to certain requirements; defining the term “dealer”; providing requirements for continuing education; requiring dealer schools to provide certificates of completion to the department and customer; authorizing the schools to charge a fee for providing continuing education; requiring franchised motor vehicle dealers to complete certain industry certification, subject to certain requirements; authorizing a certain association to charge a fee for providing the industry certification; authorizing such certification to be accomplished by a certain designated person under certain circumstances; providing certification requirements; requiring designated individuals to receive certificates of completion; requiring a licensee who seeks to satisfy the certification through a dealership group to provide the department with certain evidence at the time of filing the certificate of completion; requiring licensees who do not file their application and any other requisite documents with, and pay the fees to, the department within a specified period to cease engaging in business; providing fees for a renewal or new application filed with the department within specified periods after the expiration date; authorizing a license certificate to be modified to show a change in the name of the licensee, subject to certain requirements; requiring a specified fee for such modification; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Passidomo and Young—

CS for SB 620—A bill to be entitled An act relating to a disaster preparedness tax exemption; providing a sales and use tax exemption for certain tangible personal property related to disaster preparedness during a specified period; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules; providing an expiration date; providing an appropriation; providing an effective date.

By the Committee on Transportation; and Senator Montford—

CS for SB 632—A bill to be entitled An act relating to vessel registration; amending s. 328.80, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue an electronic certificate of registration for a vessel, to collect electronic mail addresses, and to use electronic mail for certain purposes; amending s. 328.48, F.S.; authorizing a vessel operator to present such electronic certificate for inspection under certain circumstances; providing construction; providing that the person displaying the device assumes the liability for any resulting damage to the device; providing an effective date.

By the Committee on Criminal Justice; and Senators Bracy, Campbell, and Taddeo—

CS for SB 644—A bill to be entitled An act relating to juvenile civil citation and similar diversion programs; amending s. 985.12, F.S.; defining terms; requiring the establishment of civil citation or similar diversion programs for juveniles; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; providing construction; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Young and Steube—

CS for SB 664—A bill to be entitled An act relating to the salvage of pleasure vessels; providing a directive to the Division of Law Revision and Information; creating s. 559.9601, F.S.; providing a short title; creating s. 559.9602, F.S.; providing scope and applicability; creating s. 559.9603, F.S.; providing definitions; creating s. 559.9604, F.S.; requiring salvors of pleasure vessels to provide a specified written disclosure statement and salvage work estimate; creating s. 559.9605, F.S.; requiring such salvors to obtain customer permission before exceeding

the written estimate by more than a specified amount; specifying salvor responsibilities and rights to certain fees in the event that a customer cancels the order for salvage; creating s. 559.9606, F.S.; requiring salvors to post specified signage on their vessels; creating s. 559.9607, F.S.; specifying violations; creating s. 559.9608, F.S.; providing remedies; specifying that such remedies are in addition to others provided by law; providing an effective date.

By the Committee on Transportation; and Senator Perry—

CS for SB 684—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Health Policy; and Senator Book—

CS for SB 710—A bill to be entitled An act relating to the Prescription Drug Donation Program; amending s. 499.029, F.S.; renaming the Cancer Drug Donation Program as the Prescription Drug Donation Program; authorizing the donation of prescription drugs, including cancer drugs, and supplies to eligible patients; revising definitions; authorizing nursing home facilities to participate in the program; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Regulated Industries; and Senator Steube—

CS for SB 198—A bill to be entitled An act relating to fireworks; repealing s. 791.013, F.S., relating to the testing and approval of sparklers; repealing s. 791.015, F.S., relating to the registration of manufacturers, distributors, wholesalers, and retailers of sparklers; repealing s. 791.03, F.S., relating to the bond of licensees; amending s. 791.01, F.S.; conforming provisions to changes made by the act; amending s. 791.012, F.S.; conforming a cross-reference; amending s. 791.02, F.S.; prohibiting persons, firms, copartnerships, and corporations from selling fireworks to any person under 18 years of age; authorizing the State Fire Marshal to adopt rules; conforming provisions to changes made by the act; amending s. 791.04, F.S.; conforming provisions to changes made by the act; reenacting s. 791.06, F.S., relating to penalties, to incorporate the amendment made by this act to s. 791.02, F.S.; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: SB 170

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 326

The Committee on Education recommends the following pass: SB 96

The Committee on Ethics and Elections recommends the following pass: SB 276

The Committee on Health Policy recommends the following pass: CS for SB 80

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 440

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 222

The Committee on Criminal Justice recommends the following pass: SB 482

The Committee on Judiciary recommends the following pass: SB 146

The Committee on Transportation recommends the following pass: SB 666

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 56; SB 76; SB 686

The Committee on Community Affairs recommends the following pass: SJR 452; SB 658; SB 688

The Committee on Judiciary recommends the following pass: SJR 136

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 286; SB 364; SB 368; SB 648

The bills were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 422; SB 498

The Committee on Health Policy recommends the following pass: SB 144; SB 408; SB 434; SB 622

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 4

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 460

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 564

The bill was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 168; SB 174; SB 232; SB 370

The Committee on Judiciary recommends the following pass: SB 34

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 610

The Committee on Community Affairs recommends the following pass: SB 432

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 100

The Committee on Transportation recommends the following pass: SB 160; SB 172; SB 290; SB 322; SB 328; SB 330; SB 382; SB 468; SB 504; SB 544; SB 752

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 314

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

The Committee on Judiciary recommends the following pass: SB 760

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 678

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 494

The Committee on Ethics and Elections recommends the following pass: SB 192

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 96

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

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 316

The bill was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 108; SB 424

The Committee on Ethics and Elections recommends the following pass: SB 278

The Committee on Judiciary recommends the following pass: SB 38; SB 560

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

The Committee on Banking and Insurance recommends the following pass: SB 162

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

The Committee on Banking and Insurance recommends the following pass: SB 98; SB 220

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 522

The Committee on Commerce and Tourism recommends the following pass: SB 566

The Committee on Community Affairs recommends the following pass: SB 266; SB 512

The Committee on Criminal Justice recommends the following pass: SB 694

The Committee on Ethics and Elections recommends the following pass: SB 186

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SM 442

The Special Master on Claim Bills recommends the following pass: SB 38; SB 52 with 1 amendment

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

The Committee on Health Policy recommends the following pass: SB 440

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Appropriations recommends the following pass: SCR 184; SB 472

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 140

The Committee on Community Affairs recommends the following pass: SB 192

The Committee on Education recommends the following pass: SB 118; SB 436

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 670

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 404; CS for SB 510; SB 7004; SB 7006

The Committee on Judiciary recommends the following pass: SB 186; SB 220; SB 512

The Committee on Transportation recommends the following pass: SB 358

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

The Committee on Appropriations recommends the following pass: CS for SB 88

The bill was placed on the Calendar.

The Committee on Community Affairs recommends a committee substitute for the following: SB 354

The Committee on Health Policy recommends a committee substitute for the following: SB 520

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 226; SB 484; SB 644

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

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 620

The Committee on Community Affairs recommends committee substitutes for the following: SB 272; SB 324; SB 454

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 450

The Committee on Health Policy recommends committee substitutes for the following: SB 250; SB 444; SB 710

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 540

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 88

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 204

The bill with committee substitute attached was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 104

The Committee on Transportation recommends committee substitutes for the following: SB 346; SB 384; SB 632; SB 684

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 140

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 326

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 376; SB 386

The Committee on Regulated Industries recommends committee substitutes for the following: SB 198; SB 296

The Committee on Transportation recommends a committee substitute for the following: SB 616

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 488

The Committee on Transportation recommends a committee substitute for the following: SB 572

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 268

The Committee on Health Policy recommends a committee substitute for the following: SB 510

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 80

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 590

The Committee on Community Affairs recommends a committee substitute for the following: SB 612

The Committee on Criminal Justice recommends committee substitutes for the following: SB 298; SB 602

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Appropriations recommends a committee substitute for the following: SB 276

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 568

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 278

The Committee on Judiciary recommends a committee substitute for the following: SB 98

The Committee on Regulated Industries recommends a committee substitute for the following: SB 374

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 664

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 90

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

The Committee on Appropriations recommends a committee substitute for the following: SB 4

The bill with committee substitute attached was placed on the Calendar.

The Special Master on Claim Bills recommends the following not pass: SB 16; SB 34

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

The Committee on Judiciary recommends the following not pass: SB 16; SB 134; SB 148; SB 274

The bills were laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 146; CS for SB 152; SB 222

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 144; SB 498

The Appropriations Subcommittee on Higher Education recommends the following pass: SB 4

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: CS for SB 88

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: SB 174; CS for SB 204; SB 232; SB 370

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 100

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 484

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 364; SB 368

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 434

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: SB 290; SB 330; SB 610

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

VETOED BILLS 2017 REGULAR SESSION

Secretary Kenneth W. Detzner
Secretary of State
Florida Department of State
500 South Bronough Street
Tallahassee, FL 32399

May 24, 2017

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Committee Substitute for Senate Bill 106, enacted during the 119th Session of the Legislature of Florida, during the Regular Session of 2017 and entitled:

An act relating to vendors licensed under the beverage law...

The bill makes several changes to the alcohol and beverage laws, primarily allowing grocery stores, retailers, and certain gas stations to sell spirits in the same space as other products. Currently, spirits must be sold in a location with a separate entrance.

Since becoming Governor in 2011, I have repealed almost 5,000 regulations to reduce unnecessary burdens on Floridians. From the day I took office, I have been committed to eliminating regulations that impose duplicative and unnecessary requirements on Florida's citizens and businesses. I carefully reviewed this bill and I have met with stakeholders on both sides. I listened closely to what they had to say and I understand that both positions have merit. Nevertheless, I have heard concerns as to how this bill could affect many small businesses across Florida. I was a small business owner and many locally owned businesses have told me how this bill will impact their families and their ability to create jobs.

For the reasons stated above, I withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 106 and do hereby veto the same.

Sincerely,

Rick Scott
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Kenneth W. Detzner
Secretary of State
500 South Bronough Street
Tallahassee, FL 32399

June 14, 2017

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Committee Substitute for Senate Bill 374, enacted during the 119th Session of the Legislature of Florida, during the Regular Session of 2017 and entitled:

An act relating to postsecondary education...

State and community colleges have played a tremendous role in my life and the lives of countless Florida families, providing them with an opportunity to succeed. When I was growing up, my family struggled to make ends meet. Before my service in the Navy, I was able to attend community college while my wife, Ann, worked to support us. After I returned from serving in the Navy, Ann was also able to continue her education at our local community college.

Each year, hundreds of thousands of students attend one of Florida's 28 state colleges, which are consistently rated amongst the best in the country for providing affordable access to higher education. For the last four years, we have held the line on tuition, keeping higher education affordable for all Florida families. Additionally, our State College System, as it currently functions, provides the flexibility and adaptability to respond to our communities' unique education and workforce needs. This legislation impedes the State College System's mission by capping the enrollment level of baccalaureate degrees and unnecessarily increasing red tape. This interference impedes the ability of state colleges to meet the needs of the communities and families they serve. In addition to this legislation, the total budget of the State College System was cut by \$24.7 million during the 2017 Regular Session.

While the bill makes positive changes to several State University System programs, and there are many provisions I think would be good for students, it does so at the expense of the Florida College System. In fact, the expansion of Bright Futures Scholarships outlined in this Legislation will still occur in Fiscal Year 2017-2018. Because this important expansion currently exists in the budget and proviso language in SB 2500, Florida's students will still benefit from this critical program. I urge the Legislature to pass legislation that revisits these issues and expands Bright Future Scholarships permanently while recognizing the importance of both our state colleges and universities in the 2018 Legislative Session.

For the reasons stated above, I withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 374, and do hereby veto the same.

Sincerely,

Rick Scott
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Kenneth W. Detzner
Secretary of State
Florida Department of State
500 South Bronough Street
Tallahassee, FL 32399

June 2, 2017

Dear Secretary Detzner:

As Governor, I have the privilege of traveling our great state and hearing firsthand from Florida families on what matters most to them. Nearly every family I meet has the same three priorities: getting a great job, making sure their children receive a top-notch education in great schools and keeping their family safe. Each year I have the opportunity to work with the Florida Legislature to deliver on these priorities and this year I'm proud of the great progress we've made for the families in our state.

Last week, I was proud to sign into law a comprehensive tax cut package that continues to lessen the burden of taxes on Florida's families and businesses by cutting more than \$180 million and encouraging job growth for future generations of Floridians.

While I am vetoing the lines associated with the Florida Education Finance Program (FEFP), I am also vetoing General Revenue funds which I believe should be allocated to our students in public schools. This action can be accomplished without changing the Required Local Effort (RLE), previously authorized and agreed upon by the Florida Legislature in the budget.

Today, I have announced a special session for June 7-9, 2017 where I am calling on the Legislature to fund our schools at a higher rate. It is my goal that an additional \$215 million more is allocated to the FEFP which is a \$100 per student increase over current year funding. Our students are the future of our great state and I know President Negron and Speaker Corcoran are committed to our students, parents, and teachers, and ensuring Florida offers a world-class education at all levels.

Earlier today, I announced that I intend to veto HB 5501 relating to Enterprise Florida and VISIT FLORIDA. I believe very strongly in both of these programs and their ability to bring more jobs to Florida. Florida's tourism industry supports 1.4 million jobs and \$50.7 billion in related income for Florida's families, and generates \$24.3 billion in tax revenue to support important public programs. According to the Legislature's Office of Economic and Demographic Research, for every dollar invested in VISIT FLORIDA, Florida taxpayers see a return of \$3.20. I was deeply concerned that VISIT FLORIDA's budget was cut by over 60 percent and there was no funding from the legislature for economic incentive tools. During the special session, I am calling on the Florida Legislature to consider new legislation that funds Visit Florida at \$76 million, which is the funding level I recommended for tourism marketing earlier this year. Additionally, I am proposing to establish the Florida Job Growth Grant Fund at \$85 million to promote public infrastructure and individual job training which will encourage more businesses to choose Florida as a destination to grow jobs. Like the Legislature, I strongly believe in transparency and accountability for any taxpayer dollars used and I believe with this new program, we can compete with other states and nations for new jobs. While I was in business, I learned that when there are differences, you figure out a solution to fix it. I believe the new Florida Job Growth Grant Fund will be a great tool we can use to grow our economy.

We have made great strides to protect our environment, and I am proud that we have invested more than \$3.6 billion to protect Florida's agricultural and natural resources. I applaud the Florida legislature for their incredible efforts this year to find solutions to protecting our lands and waterways. President Negron championed SB 10, a piece of transformational legislation regarding Lake Okeechobee. I was proud to stand with him just a few weeks ago in Palm Beach County to sign this historic bill which provides \$64 million for the planning and construction of the C-51 Reservoir and a reservoir south of Lake Okeechobee. This legislation is a game changer for our state.

Over the past year, our state was tested like never before and I have seen that Floridians are fighters. We successfully battled the Zika virus in South Florida, experienced the horrific terror attack at Pulse Nightclub in Orlando and fought to recover from the first two hurricanes we've experienced in more than a decade. I'm proud that together with the Florida Legislature, we are making critical investments to keep Florida headed in the right direction to ensure our families stay safe and healthy.

The Fighting for Florida's Future budget provides nearly \$1 million for an additional 15 epidemiologists in Florida's County Health Departments. State epidemiologists serve as one of the first lines of defense in protecting Floridians from emerging threats related to disease outbreaks like Zika.

We are also making important investments in strengthening law enforcement around our state to keep Florida families safe. Along with a robust investment of \$5.8 million and 46 positions for the Florida Department of Law Enforcement (FDLE) to strengthen counterterrorism operations, I intend to sign SB 7022 which provides much deserved pay raises to our state law enforcement and correctional officers. These brave men and women put their lives on the line every day to keep Florida's communities safe and I am proud to reward them for their life saving work.

Since December of 2010, we have fought hard every day to make Florida the best place to get a great job, receive a world-class education and raise a family. The Fighting for Florida's Future budget builds on our years of success and I look forward to seeing the significant impact these important investments have on families across our great state.

Fighting for Florida's Future Budget Highlights

Fighting to Cut Taxes for Florida's Future—\$180 Million in Tax Cuts

Governor Scott is committed to reducing the burden of taxes on Florida families and ensuring taxes are cut for Florida's future generations. **The Governor signed House Bill 7109 which cuts taxes by more than \$180 million.** Florida's per capita state tax burden is the second lowest among all states at \$1,806, and Governor Scott is committed to continuing to cut every possible tax to help Florida's future generations.

These tax cuts will encourage both large and small businesses to create more jobs and build opportunities for generations of Floridians.

Governor Scott's signing of House Bill 7109 cuts taxes by \$180 million and includes:

- **Decreasing the Tax on Business Rents by \$61 Million**—Florida is the only state that has a tax on commercial leases which unfairly targets small businesses. This legislation reduces the tax on commercial leases by 0.2 percent in 2018, saving Florida businesses \$61 million a year.
- **Sales Tax Holidays to Save Families \$37.9 Million**—The tax cut package includes two sales tax holidays, which will save Florida families an estimated \$37.9 million in the upcoming fiscal year. These sales tax holiday savings include:
 - o \$33.4 million from a 3-day back-to-school sales tax holiday (August 4-6, 2017).
 - o \$4.5 million from a 3-day disaster preparedness sales tax holiday (June 2-4, 2017). For more information visit www.floridarevenue.com.
- **Exemption for Feminine Hygiene Products: \$11.2 Million**—HB 7109 creates a sales tax exemption on the purchase of feminine hygiene products.
- **Cutting Taxes for Low-Income Floridians and Florida Seniors: \$32.7 Million.**
 - o \$6.9 million by expanding the property tax exemption for Assisted Living Facilities beginning in 2017.
 - o \$25.8 million by providing a 50 percent discount in property taxes to certain multifamily, low-income housing projects.
- **Cutting Agricultural Sales Tax for Florida Farmers: \$2.6 Million**—Governor Scott is cutting \$2.6 million in sales tax for Florida farmers by signing into law an exemption for agricultural health products and products used in aquaculture. Eliminating this tax will help create additional jobs in Florida's agriculture industry.
- **Exemption for the Resale of Admissions by Tax Exempt Entities: \$3 Million**—Governor Scott is putting into effect an exemption saving Florida charities \$3 million in sales tax on the resale of admissions, which they can further invest in their core missions.
- **Sales Tax Exemption for Data Center Materials: \$2.6 Million**—Governor Scott is putting into effect a sales tax exemption for materials for data centers. This \$2.6 million tax cut will help attract high paying technology jobs to the state.
- **Sales Tax Exemption for Construction Materials in Rural Areas of Opportunity: \$1.9 Million**—An exemption for purchases of construction materials in rural areas of opportunity from the sales tax, promoting growth and jobs in small and rural counties in Florida. This is expected to save Florida businesses \$1.9 million.

Fighting for Florida's Future Students

Governor Scott remains committed to ensuring every Florida student has the opportunity to receive a great education that leads to a successful job. To be first in the nation for jobs, Florida must have a diverse and educated workforce.

Educational Sectors	Total Funding
Florida College System	\$1.2 billion
State University System	\$4.95 billion

K-12 School Capital Funds—The Fighting for Florida's Future budget invests \$50 million for maintenance at K-12 public schools, \$50 million for charter schools, and \$15.5 million for the Florida School for the Deaf and Blind and public lab schools, which includes \$7.5 million for Florida State University Lab School to construct a new arts and sciences building.

K-12 Rural School District Construction and Renovation—The Fighting for Florida's Future budget invests \$50.8 million for five rural

school districts' Special Facility Construction projects. This funding will provide new school buildings and major renovations in Taylor, Hamilton, Liberty, Dixie and Jackson counties.

Excellence in Early Learning—The Fighting for Florida's Future budget provides \$396.8 million for the Voluntary Pre-Kindergarten Program. The total funding in the Fighting for Florida's Future early learning budget is more than \$1 billion—an increase of \$12.9 million over last year's funding.

The budget also maintains \$15.5 million for the early learning performance funding program for child care instructors who continually provide quality education.

School Readiness—The Fighting for Florida's Future budget includes an increase of \$25 million in federal funding to allow more than 4,600 additional children access to School Readiness programs. The Fighting for Florida's Future budget includes funds for the following early learning initiatives:

- The T.E.A.C.H. Program—\$3 million for early childhood teacher scholarships.
- Performance Funding—\$15.5 million to reward child care providers and instructors for improving School Readiness program outcomes.
- Help Me Grow—\$1.9 million to connect children and families with information, resources, and developmental services to enhance health, behavior, and learning in the development of young children.
- Home Instruction Program for Preschool Youngsters (HIPPY)—\$1.4 million to deliver high quality School Readiness curriculum directly to parents so they may strengthen the cognitive and early literacy skills of at-risk children.

Excellence in Higher Education—Governor Scott continues to champion an affordable, accessible, high quality education that leads graduates to great jobs without incurring mountains of debt.

The Fighting for Florida's Future budget does not include any higher education tuition increases and provides historic total levels of funding for state universities—\$4.95 billion, an increase of \$173.5 million over last year. A record \$520 million in performance funding will reward institutions for excellence and improvement in student success tied to keeping higher education affordable and ensuring students get high-wage jobs.

Keeping Florida's Higher Education Affordable—The Fighting for Florida's Future budget provides \$397.3 million to the Bright Futures Scholarship Program and fully covers 100 percent of tuition and fees for Bright Futures Academic Scholars (FAS) students, including summer courses. These students will also receive a \$300 book stipend during both the fall and spring semesters. This funding will help more than an estimated 94,000 Florida students, including approximately 50,000 FAS students who will now receive increased scholarship amounts.

The Fighting for Florida's Future budget increases funding to the First-Generation Matching Grant Program to \$10.6 million, doubling the state's match to private dollars raised. This program provides scholarship opportunities for economically disadvantaged students whose parents were unable to attend college so they can attain a higher education.

The Fighting for Florida's Future budget provides \$14.3 million for scholarships for National Merit Scholar and National Achievement Scholar students.

The Fighting for Florida's Future budget provides \$125.4 million to the Effective Access to Student Education grant program (formerly Florida Resident Access Grant program), and increases the award amount students receive from \$3,000 to \$3,300.

The Fighting for Florida's Future budget provides \$500,000 to create the Florida Farmworker Student Scholarship Program. This new program will provide up to 50 higher education scholarships to children of farmworkers.

Targeted Investments in State Universities—Since 2011-12, total funding for Florida's universities has increased by \$1.5 billion or 41.9 percent. This impressive increase comes while Governor Scott has held the line on tuition for four consecutive years, providing students an affordable education.

The Fighting for Florida's Future budget provides \$50 million to state universities through the State University Professional and Graduate Degree Excellence Program to make targeted investments that enhance the quality of graduate and professional degree programs in medicine, law, and business.

The budget also provides \$70.6 million to state universities through the World Class Faculty and Scholar Program to elevate the national competitiveness of Florida's universities through recruitment and retention of faculty and research scholars.

College and University Construction and Building Maintenance—In order for Florida's colleges and universities to continue to have world-class facilities, the Fighting for Florida's Future budget provides \$69 million for Florida College System facilities and \$103.7 million for State University System facilities. The budget also provides \$38.1 million for maintenance and repair at state colleges and \$45.6 million for maintenance and repair at state universities.

Industry Certifications—\$10 million in industry certification funding for the Florida College System. Colleges will receive earn \$1,000 for each industry certification that a student earns.

Fighting for Florida Jobs

Since being elected in 2010, Governor Scott's top priority has been to ensure everyone in Florida who wants a job can get a job and the result of this unrelenting focus has been incredible. In a little over six years, Florida has created 1,355,700 private-sector jobs. April 2017 marked the 81st consecutive month of positive over-the-year job growth, and Florida's annual job growth rate has exceeded the nation's annual job growth rate for five consecutive years. The unemployment rate has been cut by almost 60 percent since December 2010, from 10.7 percent to 4.5 percent, and as of April 2017 was at its lowest level since September 2007. In April 2017, there were over 244,000 job openings in Florida.

Supporting Job Growth in Florida

Enterprise Florida, Inc. (EFI), the state's public-private economic development partnership, has been instrumental in bringing high-wage jobs to Florida and marketing the state as the best place to live, work, and raise a family.

The Fighting for Florida's Future budget provides \$925.6 million for the Department of Economic Opportunity. This funding includes:

- \$281.9 million for Florida's 24 regional CareerSource Boards;
- \$15 million for Quick Response Training;
- \$12.5 million for Space Florida;
- \$7 million for aerospace industry financing; and
- \$3.2 million for space, defense, and rural infrastructure projects.

Investing in Florida's Future Workforce—Governor Scott is committed to making Florida the best state in the nation for workforce development so Florida's economy can continue to diversify and attract more businesses. Since 2011, Governor Scott has directed investments of more than \$1.6 billion for communities to ensure the best workers are available for Florida's job creators.

The Fighting for Florida's Future budget provides \$281.9 million for Florida's 24 regional CareerSource Boards responsible for providing workforce services directly linked to job seekers and businesses. This includes job placement, recruitment assistance and skills training. The Florida workforce system helped place more than 413,000 Floridians in jobs during 2016, including almost 20,000 Florida veterans.

Quick Response Training—The Fighting for Florida's Future budget invests an additional \$3 million in Quick Response Training for a total of \$15 million to continue diversifying Florida's economy. This increase

will build on the program's success by providing businesses in targeted industries, both large and small, with matching funds related to specific training activities for workers who will be moving into new jobs created in Florida.

Fighting for Great Transportation for Florida's Future

Since 2011, Governor Scott has overseen the investment of more than \$63 billion in funding for roads, bridges, airports and seaports. In fact, under Governor Scott's leadership, Florida has increased its investment in transportation by \$4 billion, or 57 percent, over the past six years. Continued investments in Florida's infrastructure and transportation is essential to supporting economic growth and ensuring that Florida's more than 20.7 million residents and more than 112 million visitors are able to move safely and efficiently throughout the state. Florida remains at the leading edge of transportation innovations and has been recognized for inventive funding solutions to enhance capacity of transportation infrastructure.

The Fighting for Florida's Future budget invests \$10.1 billion to fully fund the Department of Transportation's (FDOT) Work Program to keep Florida's transportation and infrastructure among the best in the nation. The five-year program is locally driven to ensure communities have input in what projects receive state funding and includes the following investments:

- \$4.1 billion to expand transportation capacity;
- \$648.3 million for resurfacing projects;
- \$307.8 million for scheduled bridge construction;
- \$263.5 million for aviation improvements;
- \$687.1 million for investment in transit;
- \$175.7 million for safety initiatives;
- \$89.3 million for bike and pedestrian trails; and
- \$178.2 million in investments in seaports.

Fighting to Improve Seaports and Increase Trade

Since 2011, Governor Scott has championed priority investments in Florida's 15 world-class seaports exceeding \$1.2 billion to help solidify Florida as the trade capital of the world. Port infrastructure investments support and build upon the 103 million tons of cargo worth \$49.8 billion, and the 15.2 million cruise passengers that passed through the state's ports in 2015. According to the Florida Ports Council, Florida's 15 seaports have created 200,000 new jobs across the state since 2012, and are also responsible for \$117.6 billion in economic activity; supporting nearly 900,000 jobs, \$40 billion in personal income and \$4.3 billion in state and local tax revenue.

Additionally, Florida's proximity to Latin America and the Caribbean remains critical to the state's major role in the nations' trade, accounting for 25.2 percent of all U.S. waterborne exports and 19.1 percent of all U.S. waterborne imports to and from this growing region in 2015. Improvements such as completing the deepening of the Port of Miami and planned deepening at JAXPORT are vital to Florida being able to accommodate the large cargo ships traveling through the recently widened Panama Canal.

To date, Florida's port investments have resulted in an economic value of more than \$117 billion—a \$15 billion increase since 2012. The Fighting for Florida's Future budget includes \$178.2 million investments in seaports through FDOT's Work Program to continue the state's commitment for the development and enhancement of Florida's ports.

Fighting to Protect Florida's Environment for Future Generations

Florida's diverse natural resources include world-class beaches, pristine waterways and the nation's best state parks. The Fighting for Florida's Future budget continues Governor Scott's commitment to protecting Florida's environment for future generations and invests more than \$3.6 billion to protect Florida's agricultural and natural resources.

Everglades—The Florida Everglades is one of the world's most treasured natural resources and Governor Scott has made protecting it a top priority. The Fighting for Florida's Future budget invests more than \$202 million in Everglades restoration projects, designating \$167.6 million for the Comprehensive Everglades Restoration Plan (CERP) and other related projects, and setting aside \$35 million for the Northern Everglades and Estuaries Protection Program.

Additionally, SB 10, signed by Governor Scott on May 9, 2017, provides \$64 million for the planning and construction of the C-51 Reservoir and a reservoir south of Lake Okeechobee. Under Governor Scott's leadership, Florida has invested more than \$958 million for Everglades restoration.

Under Governor Scott's leadership, an historic \$880 million water quality plan was created to protect the Everglades and more than \$2 billion has been invested in the CERP.

Protecting Florida Springs—The Fighting for Florida's Future budget continues Governor Scott's commitment to protect Florida's springs and once again provides \$50 million in funding for springs restoration projects. **To date, Governor Scott has provided more funding for springs restoration projects—nearly \$200 million—than any Governor in Florida's history.**

Land Acquisition and Increased Land Management—In addition to the approximately \$100 million the Fighting for Florida's Future budget invests in land management, the budget also invests more than \$13 million for land acquisition, including:

- o \$10 million for Rural and Family Lands;
- o \$1.2 million for land acquisition in Lake County through the United States Fish and Wildlife Service;
- o \$850,000 for land acquisition along the Homosassa River; and
- o \$1.1 million for acquisition of the Hamm Parcel in the Martin County East Ridge Reserve.

Protecting the Florida Keys—Governor Scott has fulfilled his promise to help the Florida Keys complete the repair of their wastewater treatment facilities. This important project helps ensure that South Florida's reefs and waters are protected for the local communities, fish and wildlife that depend on these resources. The Fighting for Florida's Future budget recognizes the importance of preserving and protecting the Florida Keys by providing \$13.3 million for additional water quality improvement projects, such as stormwater infrastructure improvements and canal restoration.

State Park Facility Improvements—Visitors from around the world are attracted to Florida because of its state parks and the Fighting for Florida's Future budget invests \$24.8 million for repairs and renovations to these nationally recognized facilities. This includes \$14.5 million for park repairs and enhancements across the state and \$4.8 million for facility improvements at Fakahatchee Strand and Lovers Key State Parks. The budget also includes \$5.5 million to manage the land, protect natural resources, market and improve access for state parks.

Beach Restoration—The Fighting for Florida's Future budget invests \$63.3 million for beach and dune restoration, nourishment and regional sediment management. This includes \$13.3 million for the state's share of needed restoration based on the latest hurricane damage assessment and \$50 million for statewide beach and dune restoration, beach renourishment and other coastal restoration projects. On January 27, 2017, under Executive Orders 16-230 and 17-16, Governor Scott announced \$15.8 million in state funds for emergency beach restoration projects in response to the damage caused by Hurricane Matthew in St. Johns, Flagler, Volusia and Brevard counties. This funding immediately addressed critically eroded beaches where imminent threats to beachfront structures, such as roadways, homes and businesses, were identified. Like Florida's state parks, Florida's beaches regularly rank as the best in the nation and are a driving force behind the state's record tourism numbers.

Wastewater Treatment Facility Construction—The Fighting for Florida's Future budget provides \$142.6 million for the construction of wastewater treatment and stormwater management systems, including collection and transmission sewers, reclaimed water systems, and a

variety of other facilities and programs through the Clean Water State Revolving Fund.

Drinking Water Facility Construction—The Fighting for Florida's Future budget provides \$97.6 million for the construction of drinking water system, including treatment, storage and distribution facilities.

Water Projects—The Fighting for Florida's Future budget provides more than \$40 million for local water projects to assist communities in the enhancement and protection of local water resources.

Citrus Industry—The Florida First budget invests more than \$19 million in citrus research and programs to protect Florida's citrus industry. This investment will help growers continue to combat the serious problem of citrus greening, a bacterial disease that greatly reduces citrus production and kills citrus trees.

Ensuring Florida's Future Generations Are Safe

Governor Scott's Fighting for Florida's Future budget builds on the state's 45-year low in crime by investing \$4.9 billion in public safety that will help ensure that Florida remains a safe place to raise a family. This includes a pay increase to support Florida's sworn law enforcement officers, a comprehensive pay plan for correctional officers that will make Florida's prisons safer, re-entry program funding that will reduce recidivism and increase funding for prevention programs targeting at-risk youth.

Supporting Law Enforcement—Governor Scott recognizes that the brave men and women who serve Florida as members of state law enforcement agencies work hard to make Florida a safe place to live and deserve to be rewarded for their lifesaving work. The Fighting for Florida's Future budget provides \$12.7 million to provide these men and women a five percent pay increase.

Protecting Floridians and Visitors—The Fighting for Florida's Future budget provides \$5.8 million and 46 positions for the Florida Department of Law Enforcement (FDLE) to strengthen counterterrorism operations. These funds will allow the Department to work more closely with local, state, and federal intelligence agencies on domestic security issues.

The budget also provides over \$3 million to upgrade FDLE's Sexual Offender and Predator Registry and to ensure sexual assault kits are quickly processed. These investments will improve public safety by better identifying and tracking sexual offenders.

Continuing Investments to Improve Safety in Florida's Prisons—Over the past two years, Governor Scott has invested more than \$104 million to help improve the Florida prison system including addressing staffing levels, ensuring vehicles are safe, and better maintaining the state's facilities. The Fighting for Florida's Future budget continues this by investing more than \$56 million in Florida's Department of Corrections (FDC). The budget provides \$43.7 million to increase the base rate of pay for correctional officers, authorizes the increase of pay to certified mental health correctional officers, and authorizes the FDC to provide a hiring bonus to correctional officers at institutions with high officer vacancy rates. This funding enhances the safety and security of Florida's correctional institutions by ensuring that these facilities are appropriately staffed. The budget also provides \$6.5 million to maintain and make critical repairs at prison facilities.

Improving Inmate Mental Health and Medical Care—The Fighting for Florida's Future budget provides 104 positions and \$14.4 million to fund a residential mental health unit at the Wakulla Correctional Institution. These funds will allow FDC to more effectively treat inmates with mental health disorders. The budget also provides an additional \$18 million to provide comprehensive health services to state inmates.

Safer Communities through Reduced Recidivism—Evidence-based re-entry programs help reduce recidivism, which means that fewer inmates return to prison. The Fighting for Florida's Future budget invests \$8.4 million in re-entry programs to further reduce Florida's recidivism rate. This includes:

- o \$3.7 million for job training and placement for current and newly-released inmates through Operation New Hope,

Ready4Work Hillsborough, Bethel Ready4Work, Reentry Alliance Pensacola, RESTORE Initiative, and the Broward County Sheriff's Inmate Portal Reentry program;

- o \$3 million for the Continuum of Care program;
- o \$1 million for workforce education programs; and
- o \$750,000 for Home Builder's Institute vocational programs, which provides career training and building industry certification.

Continuing to Improve Juvenile Justice—The Fighting for Florida's Future budget provides \$5.2 million to the Department of Juvenile Justice (DJJ) for an additional 60 residential beds, which will ensure more youth are receiving needed services. The budget also invests \$5.3 million to improve staffing and evidence-based services in its residential facilities. The Fighting for Florida's Future budget also seeks to ensure DJJ's facilities continue to be safe for youth and staff by providing \$4.2 million for maintenance and repair.

Prevention Programs for Florida's Youth—Effective prevention programs strengthen families and turn around the lives of troubled youth. In recognition of these benefits, the Fighting for Florida's Future budget provides additional funding to expand prevention programs for at-risk youth. Some of these investments include the following:

- o A total of \$19.6 million which includes an additional \$1.4 million to fund the PACE REACH after school program at six PACE Centers for Girls programs and an additional \$1.4 million to add a PACE Center for Girls day program in Hernando County;
- o An additional \$3 million for the AMIKids Family Centric program to incorporate family engagement into delinquency prevention and youth intervention services;
- o An investment of more than \$1 million for the About Face Program to provide summer and afterschool life preparation programs;
- o An investment of more than \$600,000 for the Forward March Program to provide job readiness services at selected Florida armories for Work and Gain Economic Self Sufficiency recipients and other qualifying young adults; and
- o An investment of more than \$1.3 million to draw down an additional \$3.6 million in federal funds for the Florida Youth Challenge Program, which is an alternative residential high school for at-risk youth at Camp Blanding.

Fighting for a Healthier Future

Governor Scott's Fighting for Florida's Future budget continues his commitment to helping Florida's most vulnerable citizens by making important investments in substance abuse and mental health treatment services, the child welfare system and adoption services, and human trafficking victim support services. The Fighting for Florida's Future budget also supports Floridians with developmental disabilities, provides care for Florida's seniors and strengthens Florida's defense against infectious diseases and other mosquito borne illnesses like Zika.

Governor Scott knows that raising a family begins with ensuring good health and the Fighting for Florida's Future budget makes important investments so individuals and families have the support they need to stay healthy for years to come.

Investing in Floridians Behavioral Health Needs

Governor Scott understands that every individual struggling with mental health or substance abuse is somebody's son, daughter, mother, father, sister, brother or friend. Each case leaves loved ones searching for answers and praying for help. The Fighting for Florida's Future budget invests over \$126 million through the Department of Children and Families for substance abuse and mental health treatment and continues to invest in programs to better care for those dealing with behavioral health issues.

Opioid Crisis Grant—This spring, Governor Scott directed the Department of Children and Families, the Department of Health, and the Florida Department of Law Enforcement to host workshops across the state to help identify additional strategies to fight rising opioid usage cases in Florida. Following the completion of these workshops, which provided significant feedback and input from impacted communities, Governor Scott signed an executive order declaring a statewide public health emergency due to the opioid epidemic.

Consistent with Governor Scott's executive order, the Fighting for Florida's Future budget provides \$27.1 million for direct treatment and services to individuals who struggle with opioid use. This funding will expand services that are currently provided and fill gaps throughout the state. DCF will continue to work closely with impacted communities to ensure funds are distributed based on where there is the greatest need for treatment. Additionally, the Fighting for Florida's Future budget provides \$3.5 million for life-saving medication for those struggling with opioid use.

Behavioral Health Services—Governor Scott understands the importance of addressing the needs of those with mental illness and better aligning services to serve individuals in their own communities instead of hospitals. The Fighting for Florida's Future budget includes \$10 million to fund community-based programs. These programs provide better care coordination and comprehensive treatment to individuals and their families. This follows Executive Order 15-175, signed by the Governor in July 2015, which directed the Department of Children and Families to develop and implement best management practices based on community care coordination.

Family Intensive Treatment Teams (FIT)—The Fighting for Florida's Future budget invests \$10.2 million to support FIT Teams. These teams implement evidence-based practices that are family focused for treating parent's mental health and substance abuse disorders that potentially put children at risk.

Children's Community Action Treatment (CAT)—The Fighting for Florida's Future budget invests \$19.5 million in total funding, with an increase of \$2.25 million, to add three new additional CAT Teams. These teams provide community in-home services to severely mentally ill children and their families. These teams focus on treating Floridians in their communities rather than in institutional settings. The new teams will provide services in Charlotte, Volusia, Flagler, Leon, Gadsden and Wakulla counties.

Florida Assertive Community Treatment (FACT)—The Fighting for Florida's Future budget provides \$39.7 million, an increase of \$1.5 million, to expand FACT teams to Putnam and St. Johns counties. This means 39 Florida counties are served by 33 FACT teams that focus on ensuring immediate frontline services are available to adults with severe and persistent mental illness.

Mental Health Treatment Facilities—The Fighting for Florida's Future budget also continues to invest in Florida's state-run mental health facilities with more than \$221 million in total funding. This includes \$4.6 million for 65 additional staff for the care and treatment of those in the greatest need who reside in these facilities. This funding will also continue to ensure the safety of the residents and staff at these facilities.

Protecting Florida's Most Vulnerable

Fighting Human Trafficking—Over the past two years, Governor Scott has invested more than \$8 million to fight human trafficking and to ensure survivors have the services they need. The Fighting for Florida's Future budget continues to build on these investments by providing \$7.9 million to fight human trafficking and provide rehabilitation, shelter and other services to victims. The following programs and projects that support human trafficking survivors will receive funding:

- \$500,000 for Camillus House
- \$700,000 for Devereux Advanced Behavioral Health
- \$200,000 for Porch Light

- \$2,900,000 for Place of Hope
- \$1,200,000 for Bridging Freedom Program
- \$1,140,000 for Open Doors/Voices for Florida Program
- \$1,250,000 for Selah Freedom Sex Trafficking Programs

Community Based Care Organizations—Governor Scott knows that caring for Florida's children is essential to ensuring a bright future for Florida and that every dollar must have a maximum return on investment. The Fighting for Florida's Future budget includes an additional \$18 million to provide services to children who depend on Florida's child welfare system.

Supporting Adoption—The Fighting for Florida's Future budget provides an additional \$12.5 million to encourage families to adopt and to provide post-adoptive services and support for families.

Enhancing the Health of Floridians

Investing in Epidemiologists—The Fighting for Florida's Future Budget provides almost \$1 million for an additional 15 epidemiologists in Florida's County Health Departments to protect Floridians and visitors from emerging threats related to disease outbreaks like Zika. State epidemiologists serve as one of the first lines of defense in protecting individuals from mosquito borne and other illnesses.

Investing in Cancer Research and Prevention—The Fighting for Florida's Future budget invests \$7.7 million in new funding for cancer research, prevention, early detection and treatment.

Improving the Lives of Florida Seniors

Alzheimer's Disease Initiative (ADI)—The Fighting for Florida's Future budget includes an additional \$3 million to provide respite services for approximately 249 individuals. The ADI provides caregiver respite services and support to meet the changing needs of individuals and families affected by Alzheimer's disease and similar memory disorders.

Community Care for the Elderly (CCE)—The Fighting for Florida's Future budget invests an additional \$4 million in Community Care for the Elderly, which will serve approximately 497 individuals who are at the greatest risk of nursing home placement. The CCE program provides community-based services organized in a continuum of care to meet the needs of functionally impaired seniors and help them live in the least restrictive environment suitable.

Home Care for the Elderly (HCE)—The fighting for Florida's Future budget provides an additional \$1 million to serve 274 individuals who are at risk for nursing home placement. These individuals receive assistance with medical supplies, home health services, wheelchairs and other home accessibility modifications, and additional services to help them stay in their own homes.

Meals for the Elderly—The Fighting for Florida's Future budget includes more than \$5.6 million to serve hot meals to Florida's most vulnerable seniors. These meals are provided in the congregate and home settings.

Supported Employment for Floridians

Job Placement for Individuals with Behavioral Health Needs—Governor Scott knows that the most important step toward independent living is getting a good job. The Fighting for Florida's Future budget includes \$1 million for supportive employment services to assist individuals with behavioral health needs. This is the first time that employment services are supported by state funding at the Department of Children and Families. This funding will serve 1,650 individuals with behavioral health needs who have indicated they would like to work through employment services such as job training, coaching, employment assistance and transportation to and from work.

Job Placement for Individuals with Developmental Disabilities—The Fighting for Florida's Future budget includes more than \$5 million for supporting employment services for individuals with de-

velopmental disabilities. This includes enhancing an individual's employment options through job training, job placement and providing transportation.

Serving Individuals with Developmental Disabilities

Agency for Persons with Disabilities Wait List—The Fighting for Florida's Future budget provides \$3.7 million to serve approximately 340 individuals on the Agency for Persons with Disabilities critical needs waitlist to help them work, learn and live in their communities.

The Arc of Florida Dental Services—The Fighting for Florida's Future budget supports dental services for individuals with developmental disabilities with \$3 million provided to The Arc of Florida. Funds will be used to enroll new providers and continue statewide coordinated dental services, which will improve the health of those served.

Fighting for Veterans Future in Florida

As a proud Navy veteran, Governor Scott is committed to making Florida the most military and veteran-friendly state in the nation. The Governor believes that those who so bravely serve the United States should be offered every available resource to ensure they are successful and able to provide for their families. The Fighting for Florida's Future budget includes more than \$60 million in total funding to support active military, veterans and their families.

Supporting Military Installations and Communities

The Fighting for Florida's Future budget invest \$6.2 million to protect Florida's military installations and communities. This includes the following:

- \$2 million for the Florida Defense Support Task Force;
- \$3.2 million for Space, Defense, and Rural Infrastructure Programs; and
- \$1 million for military and defense reinvestment grants.

The Florida Defense Support Task Force is charged with representing the state's military interests and strengthening state support for military families and veterans with an emphasis on education, healthcare, employment and family programs. In Fiscal Year 2016-17, the Task Force awarded \$765,000 to projects that help protect military installations across the state.

Florida National Guard Missions and Security—This Fighting for Florida's Future budget includes \$6 million to fund the renovation of the Robert F. Ensslin Armory in St. Augustine, Florida, the only remaining armory in the Florida Armory Revitalization Program. The budget also includes an additional \$2 million to continue the investments made to enhance security at National Guard Armories after Governor Scott's Executive Order following the tragic shooting in Tennessee in 2015, and \$1.7 for additional maintenance and repairs. Since the Governor has been in office, \$79.6 million has been invested in Florida's National Guard Armories. These funds have improved their ability to maintain their units, keep guardsmen and women safe, and increase readiness during any emergency.

Connecting Veterans with Benefits and Services

Expanding Crisis Support Services for Veterans Statewide—The Fighting for Florida's Future budget includes \$400,000 to expand the Crisis Center Support Line for Veterans beyond the Tampa region. This new, statewide dedicated telephone line (1-844-MYFLVET) will connect veterans in need with local resources such as medical services, employment, housing, transportation and other services. More than 4,300 veterans in all 67 counties will benefit from this statewide expansion, an almost fivefold increase over the program's current capacity.

Supporting Florida's Veterans in Their Communities—The Fighting for Florida's Future budget includes funding to complete the construction of the Ardie R. Copas State Veterans Nursing Home in St. Lucie County and to complete the renovation of the Lake Baldwin Nursing Home in Orange County. This will provide nursing home care and support for more than 230 veterans.

Building Homes for Heroes—The Fighting for Florida's Future budget invests \$1 million for Building Homes for Heroes to build and modify homes for veterans who were severely injured while serving in Iraq and Afghanistan and their families. Building Homes for Heroes supports neighborhood economic advancement and positively impacts construction growth within 32 communities across Florida. Last year, Building Homes for Heroes built or modified 19 project homes which had a projected value exceeding \$4 million.

Supporting Military and their Families—The Fighting for Florida's Future budget includes \$3.1 million for tuition assistance for National Guard members seeking degrees and certifications from higher education institutions.

K9s for Warriors Program—The Fighting for Florida's Future budget includes \$50,000 to help acquire, screen and train dogs to become service dogs for veterans suffering from post-traumatic stress disorder, brain injury or other traumas. Funding will also cover all costs associated with in-house training for veterans and their service dogs so veterans will pay nothing out of pocket.

Fighting to Keep Government Efficient for the Future

The Fighting for Florida's Future budget continues Governor Scott's goal to ensure Florida has the most efficient state workforce in the country while investing in programs to save taxpayer dollars.

Budget Savings—Florida has the lowest number of state workers per capita in the country, and the Fighting for Florida's Future budget continues Governor Scott's commitment to provide Florida taxpayers with an efficiently run government. The Fighting for Florida's Future budget includes \$1.5 billion in savings and a decrease of 624 positions as a result of state agencies' continued efforts to become more efficient and save taxpayer dollars.

First Responder Public Safety Communications—The Fighting for Florida's Future budget includes \$2 million to provide a common radio signal for state and local public safety agencies, including law enforcement, emergency medical services, and fire and rescue officials, to assist first responders that travel outside of their radio service areas in times of disaster or emergency response.

Dependent Verification—The Fighting for Florida's Future budget includes \$1.2 million for one-time auditing services and continuous quality control services to determine dependent eligibility in the state employee health insurance program. This audit is estimated to save taxpayers more than \$45 million per year by reducing waste, fraud and abuse in the state health plan.

Efficient Management of State Vehicles—The Fighting for Florida's Future budget includes more than \$450,000 for the new, single Fleet Management system that will make Florida's state government fleet management one of the most efficient in the nation. The system will more than pay for itself within the first year after implementation through increased efficiency, and will ultimately save Florida's taxpayers millions in the years to come.

Efficient Management of State Buildings—The Fighting for Florida's Future budget invests \$31 million to address the needs of state owned buildings within the Florida Facilities Pool, including funding for maintenance and repair, life safety issues, ADA compliance, and capital projects.

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of portions of Senate Bill 2500, enacted during the 49th Session of the Legislature convened under the Constitution of 1968, and entitled:

An act making appropriations; providing monies for the annual period beginning July 1, 2017, and ending June 30, 2018, and supplemental appropriations for the period ending June 30, 2017, to pay salaries and other expenses, capital outlay—buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

For these reasons, and for those which follow, I do hereby withhold my approval of the following line items in the Fiscal Year 2017-18 General Appropriations Act:

SECTION 1 — EDUCATION ENHANCEMENT

The following are vetoed because the amount of funding included in the Florida Education Finance Program should be higher in order to educate and prepare Florida's 2.8 million public kindergarten through grade 12 students for college and career.

Page 3

"The calculations of the Florida Education Finance Program (FEFP) for the 2017-2018 fiscal year are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act in Specific Appropriations 7, 8, 9, 91, and 92."

Specific Appropriation 7

Page 3

"7 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLORIDA EDUCATIONAL
FINANCE PROGRAM FROM EDUCATIONAL
ENHANCEMENT TRUST FUND. 404,555,678

Funds provided in Specific Appropriation 7 are allocated in Specific Appropriation 91."

Specific Appropriation 8

Page 3

"8 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - CLASS SIZE REDUCTION
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 103,776,356

Funds in Specific Appropriations 8 and 92 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades pre-kindergarten to grade 3 shall be \$1,317.03, for grades 4 to 8 shall be \$898.36, and for grades 9 to 12 shall be \$900.53. The class size reduction allocation shall be recalculated based on enrollment through the October 2017 FTE survey except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 8 and 92, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation."

Specific Appropriation 9

Page 3

"9 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - DISTRICT LOTTERY AND
SCHOOL RECOGNITION PROGRAM
FROM EDUCATIONAL ENHANCEMENT TRUST
FUND 134,582,877

Funds in Specific Appropriation 9 are provided for the Florida School Recognition Program to be allocated as awards of up to \$100 per student to qualified schools pursuant to section 1008.36, Florida Statutes.

If there are funds remaining after payment to qualified schools, the balance shall be allocated as discretionary lottery funds to all school districts based on each district's K-12 base funding. From these funds, school districts shall allocate up to \$5 per unweighted student to be used at the discretion of the school advisory council pursuant to section 24.121(5), Florida Statutes. If funds are insufficient to provide \$5 per student, the available funds shall be prorated."

SECTION 2 - EDUCATION (ALL OTHER FUNDS)

The following projects are vetoed because they are low priorities of the Florida College System.

Specific Appropriation 20
Page 7

“EASTERN FLORIDA STATE COLLEGE
Center for Innovative Technology and
Education-Melbourne (HB 2521). 2,000,000”
“Olstee Campus Public Safety Facility (HB 2217). . . . 400,000”

The following project is vetoed because Miami Dade College will have an estimated \$50 million in collected student Capital Improvement Fees by the end of Fiscal Year 2016-17 and can use those student fees toward this project.

“Rem/Ren Fac 14 (Gym) for Justice Center-North. . . 5,000,000”

The following project is vetoed because it is a low priority of the Florida College System.

“NORTH FLORIDA COMMUNITY COLLEGE
Rem/Ren Bldgs 7 & 8 Clsrm/Lab-Madison
(HB 2191). 3,094,530”

The following is vetoed because St. Johns River State College increased the Capital Improvement Fee charged to students by the maximum \$2 for Fiscal Year 2016-17 and could prioritize this project using that funding source.

“ST. JOHNS RIVER STATE COLLEGE
Ren/Add Labs & Supp Srvc Bldg 1009-Palatka
(HB 4353). 4,000,000”

The following projects are vetoed because they are low priorities of the Board of Governors.

Specific Appropriation 21
Page 8

“FLORIDA GULF COAST UNIVERSITY
Integrated Watershed and Coastal Studies. 15,000,000”
“School of International & Public Affairs
(HB 3461). 15,000,000”
“Interdisciplinary Research Commercialization Building
(HB 4001). 8,000,000”

The following projects are vetoed because they are not on the Board of Governors’ facility list.

“Stem Teaching Lab (HB 2357). 5,000,000
Land Acquisition (HB 2215). 4,000,000”

The following project is vetoed because it is a low priority of the Board of Governors.

“Music Building (HB 2663). 7,000,000”

The following project is vetoed because the funding does not directly benefit the College of Business, which is the intended purpose of the project.

“Schultz Hall Building 9 Renovations (2269) 3,000,000”

The following project is vetoed because the project was not recognized as a high priority of the Special Facilities Committee.

Specific Appropriation 22
Page 8

“Bradford (1st of 3 years) 6,237,330”

The following is vetoed because there is not a clear statewide return on investment for the renovation of a facility not owned by the state.

Specific Appropriation 26B
Page 9

“26B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - NON-PUBLIC HIGHER
EDUCATION PROJECT
FROM GENERAL REVENUE FUND 1,000,000

Nonrecurring funds are provided in Specific Appropriation 26B for the Restoration/Rehabilitation of the Flagler College Hotel Ponce De Leon/Molly Wiley Art Building (HB 4241).”

The following is vetoed because there is not a clear statewide return on investment for the construction of a facility not owned by the state.

Specific Appropriation 60A
Page 14

“60A GRANTS AND AIDS TO LOCAL GOVERNMENTS
AND NONSTATE ENTITIES - FIXED CAPITAL
OUTLAY FACILITY REPAIRS MAINTENANCE
AND CONSTRUCTION
FROM GENERAL REVENUE
FUND 1,500,000

The nonrecurring funds in Specific Appropriation 60A are provided for the facility appropriations project at the Lighthouse for the Blind and Visually Impaired - Pasco/Hernando County (HB 3587).”

The following is vetoed because the institution increased tuition from Fiscal Year 2016-17 to Fiscal Year 2017-18 by 4 percent.

Specific Appropriation 65
Page 15

“Identity Fraud Institute at Hodges University
(HB 2173) 175,000”

The following is vetoed because the institution increased tuition from Fiscal Year 2016-17 to Fiscal Year 2017-18 by 2 percent.

“Florida Institute of Technology - Indian River Lagoon
Research Institute (HB 3049). 325,000”

The following is vetoed because the institution increased tuition from Fiscal Year 2015-16 to Fiscal Year 2016-17 by 3 percent for Osteopathic Medicine; 1 percent for nursing; 2 percent for Pharmacy; and 2 percent for Optometry.

Specific Appropriation 66A
Page 16

“66A SPECIAL CATEGORIES
GRANTS AND AIDS - NOVA SOUTHEASTERN UNIVERSITY -
HEALTH PROGRAMS
FROM GENERAL REVENUE
FUND 2,000,000

The nonrecurring funds in Specific Appropriation 66A are provided for an appropriations project (HB 2193) to support Florida residents enrolled in the Osteopathic Medicine, Optometry, Pharmacy, and Nursing programs at Nova Southeastern University. The university shall submit student enrollment information, by program, to the Department of Education prior to January 1, 2018.”

The following is vetoed because the institution increased tuition from Fiscal Year 2016-17 to Fiscal Year 2017-18 by 2 percent for the Osteopathic Medicine and Pharmacy Programs.

Specific Appropriation 66B
Page 16

“66B SPECIAL CATEGORIES
GRANTS AND AIDS - LECOM / FLORIDA -
HEALTH PROGRAMS
FROM GENERAL REVENUE FUND 2,500,000

From the funds in Specific Appropriation 66B, \$1,691,010 in recurring appropriations project funds and \$808,990 in nonrecurring appropriations project funds (Senate Form 1803) shall be used to

support Florida residents who are enrolled in the Osteopathic Medicine or the Pharmacy Program at the Lake Erie College of Osteopathic Medicine/Bradenton. The college shall submit enrollment information for Florida residents to the Department of Education prior to January 1, 2018."

The following is vetoed because the institution increased tuition from Fiscal Year 2015-16 to Fiscal Year 2016-17 by 3 percent.

Specific Appropriation 66C
Page 16

"St. Leo University - Florida Hospital Wellness Center
(HB 4081) 4,000,000"

The following is vetoed because state law requires all childcare providers to have professional development training, and there are currently multiple professional development training programs funded by the State of Florida.

Specific Appropriation 83
Pages 19 and 20

"Business and Leadership Institute for Early Learning
(HB 3409) 200,000"

The following is vetoed because the funding is duplicative of services provided by the School Readiness Programs and the Voluntary Prekindergarten Program, and there is no identifiable statewide impact.

"From the funds in Specific Appropriation 83, \$110,000 in non-recurring funds from the Child Care and Development Block Grant Trust Fund is provided for funding an appropriations project related to HB 2329 for the Literacy Jump Start Program in St. Lucie County to provide at-risk, academically challenged pre-school children, residing within high risk federally subsidized housing, a chance at success. The children will be immersed with a strong support system and an instructional approach designed to foster emergent literacy skills. This will be accomplished via (a) early literacy development in participating children; (b) parent engagement and literacy development; and (c) care coordination to ensure a smooth transition to voluntary prekindergarten and kindergarten."

The following are vetoed because the amount of funding included in the Florida Education Finance Program should be higher in order to educate and prepare Florida's 2.8 million public kindergarten through grade 12 students for college and career.

Page 22

"The calculations of the Florida Education Finance Program (FEFP) for the 2017-2018 fiscal year are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriations Act in Specific Appropriations 7, 8, 9, 91, and 92."

Specific Appropriation 91
Pages 22 through 26

"91 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLORIDA EDUCATIONAL
FINANCE PROGRAM
FROM GENERAL REVENUE FUND. 7,750,817,167
FROM STATE SCHOOL TRUST FUND. 70,438,902

Funds provided in Specific Appropriations 7 and 91 shall be allocated using a base student allocation of \$4,133.64 for the FEFP.

Funds provided in Specific Appropriations 7 and 91 for the supplemental allocation for juvenile justice education programs shall be allocated pursuant to the formula provided in section 1011.62(10), Florida Statutes. The allocation factor shall be \$1,240.91.

From the funds provided in Specific Appropriations 7 and 91, juvenile justice education programs shall receive funds as provided in

section 1003.52(13), Florida Statutes. Up to \$341 per student may be used for high school equivalency examination fees for juvenile justice students who pass the high school equivalency exam in full, or in part, while in a juvenile justice education program and may be used for students in juvenile justice education programs to support equipment, specially designed curricula, and industry credentialing testing fees, for students enrolled in career and technical education (CTE) courses that lead to industry recognized certifications.

The Department of Education shall work with the Washington County school district and the Okeechobee County school district to determine, pursuant to section 1003.52(3), Florida Statutes, which district shall be the educational service provider for the full-time equivalent (FTE) students currently associated with Washington Special. Effective with the October 2017 FTE Survey, the FTE associated with Washington Special in the Florida Education Finance Program (FEFP) will be reported by either the Washington County school district or the Okeechobee County school district. The FTE changes required shall be incorporated into the 2017-2018 third FEFP Calculation as determined by the FEFP Allocation Conference.

The district cost differential (DCD) for each district shall be calculated pursuant to the provisions of section 1011.62(2), Florida Statutes.

From the funds provided in Specific Appropriations 7 and 91, \$52,800,000 is provided for the Sparsity Supplement as defined in section 1011.62(7), Florida Statutes, for school districts of 24,000 and fewer FTE in the 2017-2018 fiscal year.

Total Required Local Effort for Fiscal Year 2017-2018 shall be \$7,605,379,015. The total amount shall include adjustments made for the calculation required in section 1011.62(4)(a) through (c), Florida Statutes.

The maximum nonvoted discretionary millage which may be levied pursuant to the provisions of section 1011.71(1), Florida Statutes, by district school boards in Fiscal Year 2017-2018 shall be 0.748 mills. This millage shall be used to calculate the discretionary millage compression supplement as provided in section 1011.62(5), Florida Statutes. To be eligible for the supplement, a district must levy the maximum.

Funds provided in Specific Appropriations 7 and 91 are based upon program cost factors for Fiscal Year 2017-2018 as follows:

1. Basic Programs

A. K-3 Basic	1.107
B. 4-8 Basic	1.000
C. 9-12 Basic	1.001

2. Programs for Exceptional Students

A. Support Level 4	3.619
B. Support Level 5	5.526

3. English for Speakers of Other Languages 1.212

4. Programs for Grades 9-12 Career Education 1.001

From the funds in Specific Appropriations 7 and 91, \$1,060,770,374 is provided to school districts as an Exceptional Student Education (ESE) Guaranteed Allocation as authorized by law to provide educational programs and services for exceptional students. The ESE Guaranteed Allocation funds are provided in addition to the funds for each exceptional student in the per FTE student calculation. School districts that provided educational services in the 2016-2017 fiscal year for exceptional students who are residents of other districts shall not discontinue providing such services without the prior approval of the Department of Education. Expenditure requirements for the ESE Guaranteed Allocation shall be as prescribed in section 1010.20(3), Florida Statutes, for programs for exceptional students.

From the funds provided in Specific Appropriations 7 and 91, the value of 43.35 weighted FTE students is provided to supplement the funding for severely handicapped students served in ESE programs 254 and 255 when a school district has less than 10,000 FTE

student enrollment and less than three FTE eligible students per program. The Commissioner of Education shall allocate the value of the supplemental FTE based on documented evidence of the difference in the cost of the service and the amount of funds received in the district's FEFP allocations for the students being served. The supplemental value shall not exceed three FTE.

The Declining Enrollment Supplement shall be calculated based on 25 percent of the decline between the prior year and current year unweighted FTE students pursuant to section 1011.62(8), Florida Statutes.

From the funds in Specific Appropriations 7 and 91, \$64,456,019 is provided for Safe Schools activities and shall be allocated as follows: \$62,660 shall be distributed to each district, and the remaining balance shall be allocated as follows: two-thirds based on the latest official Florida Crime Index provided by the Department of Law Enforcement and one-third based on each district's share of the state's total unweighted student enrollment. Safe schools funds are to be used by school districts in their compliance with sections 1006.07-1006.148, Florida Statutes, with priority given to establishing a school resource officer program pursuant to section 1006.12, Florida Statutes.

From the funds in Specific Appropriations 7 and 91, \$712,207,631 is for Supplemental Academic Instruction to be provided throughout the school year pursuant to section 1011.62(1)(f), Florida Statutes. From these funds, at least \$75,000,000, together with funds provided in the district's research-based reading instruction allocation and other available funds, shall be used by districts with one or more of the 300 lowest performing elementary schools based on the statewide, standardized English Language Arts assessment to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional instruction must be provided by teachers or reading specialists who are effective in teaching reading, or by a K-5 mentoring reading program that is supervised by a teacher who is effective at teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to participate in the program on an optional basis. ESE centers shall not be included in the 300 schools.

The Department of Education shall provide guidance to school districts for documentation of the expenditures for this additional instruction to ensure that all local, state, and federal funds are maximized for the total instructional program and that the funds used in these schools do not supplant federal funds. School districts shall submit a report to the Department of Education in a format prepared by the department that includes summary information, including funding sources, expenditures and student outcomes for each of the participating schools that shall be submitted to the Speaker of the House of Representatives, President of the Senate, and Governor by September 30, 2017. Pursuant to section 1008.32, Florida Statutes, the State Board of Education shall withhold funds from a school district that fails to comply with this requirement.

The funds provided for the Supplemental Academic Instruction allocation shall consist of a base amount that shall have a workload adjustment based on changes in FTE. In addition, an additional amount is provided for districts with schools on the list of the 300 lowest-performing elementary schools. District allocations from these additional funds shall be based on each district's level of per student funding in the reading instruction allocation and the supplemental academic instruction categorical fund, and on the total FTE for each of the schools. The categorical funding shall be recalculated during the fiscal year following an updated designation of the 300 lowest-performing elementary schools and shall be based on actual student membership from the FTE surveys. If the recalculated total allocation is greater than the amount provided in the General Appropriations Act, the allocation shall be prorated to the level of the appropriation, based on each district's share of the total.

From the funds in Specific Appropriations 7 and 91, \$130,000,000 is provided for a K-12 comprehensive, district-wide system of research-based reading instruction. The amount of \$115,000 shall be allocated to each district and the remaining balance shall be allo-

cated based on each district's proportion of the total K-12 base funding. From these funds, at least \$15,000,000 shall be used to provide an additional hour of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in the 300 lowest performing elementary schools based on the statewide, standardized English Language Arts assessment pursuant to sections 1008.22(3) and 1011.62(9), Florida Statutes. This additional instruction must be provided by teachers or reading specialists who are effective in teaching reading. Students enrolled in these schools who have level 5 reading assessment scores may choose to participate in the program on an optional basis. ESE centers shall not be included in the 300 schools. Pursuant to section 1008.32, Florida Statutes, the State Board of Education shall withhold funds from a school district that fails to comply with this requirement.

From the funds provided in Specific Appropriations 7 and 91, \$230,743,258 is provided for Instructional Materials including 12,184,490 for Library Media Materials, \$3,330,427 for the purchase of science lab materials and supplies, \$10,329,494 for dual enrollment instructional materials, and \$3,114,988 for the purchase of digital instructional materials for students with disabilities. The growth allocation per FTE shall be \$303.69 for the 2017-2018 fiscal year. School districts shall pay for instructional materials used for the instruction of public high school students who are earning credit toward high school graduation under the dual enrollment program as provided in section 1011.62(1)(i), Florida Statutes.

From the funds provided for Instructional Materials, \$165,000,000 shall be available to school districts to purchase instructional content, as well as electronic devices and technology equipment, and infrastructure. The purchases made in the 2017-2018 fiscal year must comply with the minimum or recommended requirements for instructional content, hardware, software, networking, security and bandwidth, and the number of students per device as developed and published by the Department of Education. Prior to release of the funds by the department to the school districts, each school district shall certify to the Commissioner of Education an expenditure plan for the purchase of instructional content and technology. If the district intends to use any portion of the funds for technology, the district must certify that it has the instructional content necessary to provide instruction aligned to the adopted statewide benchmarks and standards. If the district intends to use the funds for technology the district must include an expenditure plan for the purchase of electronic devices and technology equipment, and infrastructure that demonstrates the alignment of devices and equipment with the minimum or recommended requirements. The department shall provide a report to the Legislature on or before March 1, 2018, that summarizes the district expenditures for these funds.

From funds provided in Specific Appropriations 7 and 91, \$438,875,286 is provided for Student Transportation as provided in section 1011.68, Florida Statutes.

From funds provided in Specific Appropriations 7 and 91, \$45,286,750 is provided for the Teachers Classroom Supply Assistance Program and shall be given to teachers pursuant to section 1012.71, Florida Statutes. The allocation shall not be recalculated during the school year.

From the funds provided in Specific Appropriation 7 and 91, \$12,805,373 is provided for a Federally Connected Student Supplement to be calculated to support the education of students connected with federally-owned military installations, National Aeronautics and Space Administration (NASA) property, and Indian lands pursuant to section 1011.62(13), Florida Statutes. The supplement shall be the sum of a student allocation and an exempt property allocation. To participate, districts must be eligible for federal Impact Aid funding under Section 8003, Title VIII of the Elementary and Secondary Education Act of 1965. The amount allocated for each eligible school district shall be recalculated during the year, using actual student membership, as amended, from the most recent February survey and the tax-exempt valuation from the most recent assessment roll. Upon recalculation, if the total allocation is greater than the amount provided in the General Appropriations Act, it must be prorated to the level of the appro-

priation based on each district's share of the total recalculated amount.

Funds provided in Specific Appropriations 7 and 91 for the Virtual Education Contribution shall be allocated pursuant to the formula provided in section 1011.62(11), Florida Statutes. The contribution shall be based on \$5,230 per FTE.

Districts may charge a fee for grades K-12 voluntary, non-credit summer school enrollment in basic program courses. The amount of any student's fee shall be based on the student's ability to pay and the student's financial need as determined by district school board policy.

From the funds in Specific Appropriations 7 and 91, \$80,000,000 is provided for the Digital Classrooms allocation as provided in section 1011.62(12), Florida Statutes. The minimum amount to be allocated to each district is \$500,000. Twenty percent of the funds provided may be used for professional development, including in-state conference attendance or online coursework, to enhance the use of technology for digital instructional strategies."

Specific Appropriation 92
Page 26

"92 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - CLASS SIZE REDUCTION
FROM GENERAL REVENUE FUND 2,907,797,252
FROM STATE SCHOOL TRUST FUND 86,161,098

Funds in Specific Appropriations 8 and 92 are provided to implement the requirements of sections 1003.03 and 1011.685, Florida Statutes. The class size reduction allocation factor for grades pre-kindergarten to grade 3 shall be \$1,317.03, for grades 4 to 8 shall be \$898.36, and for grades 9 to 12 shall be \$900.53. The class size reduction allocation shall be recalculated based on enrollment through the October 2017 FTE survey except as provided in section 1003.03(4), Florida Statutes. If the total class size reduction allocation is greater than the appropriation in Specific Appropriations 8 and 92, funds shall be prorated to the level of the appropriation based on each district's calculated amount. The Commissioner of Education may withhold disbursement of these funds until a district is in compliance with reporting information required for class size reduction implementation."

The following are vetoed because the programs are not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities. In addition, the programs are not statewide initiatives.

Specific Appropriation 107
Pages 28 and 29

"Principal Autonomy Pilot Program Initiative as provided in section 1011.6202, Florida Statutes 210,000"
"Teach for America, Inc. - Florida (Nonrecurring Funds) (HB 2877) 1,403,750"

The following is vetoed because the program is not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities. In addition, the performance measures used to receive the supplemental funding are also used to provide school districts additional funding in the Florida Education Finance Program (FEFP).

Specific Appropriation 108
Pages 29 and 30

"Advancement Via Individual Determination (AVID) (Recurring Base Appropriations Project) 700,000"

The following is vetoed because the program is not a core education mission for state government and it is not a statewide initiative.

"Early Childhood Music Education Incentive Pilot Program 250,000"

The following proviso sections are vetoed because they pertain to the above vetoed projects.

"Funds in Specific Appropriation 108 for Advancement Via Individual Determination (AVID) shall be used to implement a program to reward success of students in need of assistance to become college ready and enrolled in the AVID elective class who performed in rigorous coursework during the 2016-2017 school year. School districts shall report student enrollments from the 2016-2017 school year in the AVID elective during the October student membership survey. Each school district shall be rewarded \$325 per full-time equivalent student enrolled in the AVID elective who also receives a score of 4 or higher on an International Baccalaureate subject examination; score of E or higher on an Advanced International Certificate of Education subject examination; score of 3 or higher on the College Board Advanced Placement Examination; or, for students in grades 6-8, receives a passing score on the algebra end of course examination. Each school district shall allocate the funds received from this bonus award funding to the school whose students generate the funds. Funds shall be expended solely for the payment of costs associated with the school's AVID system which include annual membership fees; professional development and training for program coordinators, teachers, and tutors; and compensation for tutors. Funds shall be awarded to the school districts no later than January 1, 2018. If the total bonus amount is greater than the funds provided in this appropriation, then each district's amount shall be prorated based on the number of students who earned qualifying scores in each district."

"From the funds in Specific Appropriation 108 for the Early Childhood Music Education Incentive Pilot Program, \$150,000 shall be provided for the Commissioner to coordinate a comprehensive music education pilot program for students in kindergarten through grade 2 in three selected, eligible elementary schools. For a school to be eligible for participation, it must meet the following criteria at a minimum: 1) all students in kindergarten through grade 2 must participate in a comprehensive music education program; 2) program staff must be certified in music education; 3) each student must receive at least 30 consecutive minutes of music instruction two days per week; 4) program classes must be no greater than 18 students; and 5) the instruction shall meet the state standards for early childhood music education. The Commissioner may establish additional criteria that would enhance the quality of the program and shall select the three schools for participation based on these criteria. Each selected school shall receive an award of up to \$150 per student. From the remaining \$100,000 provided, the Commissioner shall contract with a preeminent state research university to evaluate the effectiveness of the program through quantitative and qualitative analysis and provide a summary of findings and recommendations to the Commissioner and the State Board of Education by June 30, 2018."

The following program is vetoed because providing incentives for school districts to implement a standard attire policy is not a core education mission for state government.

Specific Appropriation 109A
Page 30

"109A SPECIAL CATEGORIES
GRANTS AND AIDS - STANDARD STUDENT
ATTIRE INCENTIVE PROGRAM
FROM GENERAL REVENUE FUND 14,000,000"

The following is vetoed because the charter school receives operating funding through the Florida Education Finance Program (FEFP) like all other public schools, and it is not a statewide initiative.

Specific Appropriation 110
Pages 30 and 31

"Knowledge is Power Program (KIPP) Jacksonville (Recurring Base Appropriations Project) 500,000"

The following is vetoed because the program provides instruction that is required under state law and therefore districts should use current resources to provide the instruction.

"Learning for Life (Recurring Base Appropriations Project) 1,919,813"

The following are vetoed because the programs are not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities. In addition, the programs are not statewide initiatives.

"Pasco Regional STEM School/Tampa Bay Region Aeronautics (Recurring Base Appropriations Project) 750,000"
 "Alternative Education Development Program (HB 3651) 400,000"

The following is vetoed because this is not a core education mission for state government and it is not a statewide initiative.

"Breakthrough Miami (HB 4101) 500,000"

The following is vetoed because the program is not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities.

"Communities in Schools (HB 3827) 2,200,000"

The following is vetoed because the program is not a core education mission for state government. School districts have local flexibility to select and implement curriculum and other services based upon their own priorities.

"Florida High-Demand Career Act (HB 3489) 2,900,000"

The following is vetoed because the program is not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities. In addition, the program is not a statewide initiative.

"Grow Your Own Teacher Scholarship (HB 4065) 100,000"

The following is vetoed because the program is located at a charter school that receives operating funding through the Florida Education Finance Program (FEFP) like all other public schools, and it is not a statewide initiative.

"Innovation and Engineering Pipeline Project (Senate Form 2231) 1,000,000"

The following is vetoed because the program is not a core education mission for state government and it is not a statewide initiative.

"Jesus Christ Arch Angels Liberty Square Sports, Education and Wellness Program (HB 3537) 200,000"

The following is vetoed because the program is not a core education mission for state government.

"Kindness Matters (Senate Form 1584) 142,500"

The following is vetoed because the charter school receives operating funding through the Florida Education Finance Program (FEFP) like all other public schools, and it is not a statewide initiative.

"Knowledge is Power Program (KIPP) Jacksonville (HB 2787) 724,000"

The following are vetoed because the programs are not a core education mission for state government.

"Life Changing Experiences (HB 3203) 142,700"
 "Next Generation Agriculture Education Programs in Florida (HB 4249) 2,280,000
 Next Generation Agricultural Education: Student (HB 3879) 1,000,000"

The following is vetoed because the initiative is not a core education mission for state government and is not a statewide initiative.

"Optimist Foundation of Greater Gouds Florida Youth Program (HB 4263) 170,000"

The following are vetoed because the programs are not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities.

"RISE Summer Math Academy (HB 3961) 90,531
 Seminole County Public Schools Aviation Program (HB 3305) 285,400"

The following is vetoed because the school will receive funding for this purpose in the Florida Education Finance Program (FEFP).

"Small, Isolated Schools Supplement-Steinhatchee School (Senate Form 2216) 400,000"

The following is vetoed because the program is not a core education mission for state government. School districts have local flexibility to support such initiatives based upon their priorities. In addition, the program is not a statewide initiative.

"Volusia County Schools STEM/Blended Learning (HB 2003) 14,270"

The following proviso sections are vetoed because they pertain to the above vetoed projects.

"From the funds provided in Specific Appropriation 110 for Communities in Schools, \$300,000 is provided for the Jefferson County School District for services for students, including, but not limited to, mentoring, tutoring, identifying and coordinating health services, parent engagement activities, after-school programs, drug prevention programs, career readiness and exploration, college readiness, and life skills.

Funds provided in Specific Appropriation 110 for the Learning for Life program are eligible to be used in any public school."

The following is vetoed because there is not a clear statewide return on investment for the construction of a facility not owned by the state.

Specific Appropriation 113A
 Pages 32 and 33

"113A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY PUBLIC SCHOOLS SPECIAL PROJECTS FROM GENERAL REVENUE FUND. 3,442,700

From the funds in Specific Appropriation 113A, the following projects are funded with nonrecurring funds and shall be allocated as follows:

Academy at the Farm Agriculture Barn (Senate Form 2230) 300,000"

The following are vetoed because there is not a clear statewide return on investment.

"High Growth Capital Outlay Assistance Grant Program (Senate Form 2243) 3,000,000
 Performing Arts Auditorium at Zelda Glazer (HB 2753) 142,700

The funds in Specific Appropriation 113A for the High Growth Capital Outlay Assistance Grant Program are provided as authorized by section 1013.738, Florida Statutes. For purposes of determining capital outlay FTE growth, the prior five fiscal years are 2011-2012 through 2015-2016 with a base year of 2010-2011."

The following are vetoed because there is not a clear statewide return on investment for the construction of a facility not owned by the state.

Specific Appropriation 114
Page 33

"Central Florida Zoo/Seminole Schools Education Collaborative (HB 3199)	854,677
Li'l Abner Foundation Mission (Senate Form 1065) . . .	100,000
North Florida School of Special Education Expansion Project (HB 3333)	500,000"

The following is vetoed because the funding is duplicative of other available funding.

Specific Appropriation 124
Pages 35 and 36

"Smart Horizons Career Online High School (HB 3743)	750,000"
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The following is vetoed because there is not a clear statewide return on investment. This funding is for an initiative that requires capital funding that is not in a capital appropriation category.

"South Apopka Adult Community Education Center (Senate Form 1250)	150,000"
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The following is vetoed because the program is not a core education mission for state government.

"Creating Careers for Non-College Bound Floridians Florida Automobile Dealers Association (HB 2235) . . .	200,000"
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The following is vetoed because the project does not provide a core education mission and there is no identifiable statewide impact.

Specific Appropriation 126
Pages 36 through 38

"College of Central Florida Appleton Museum	1,556,740"
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The following is vetoed because there is not an identifiable statewide impact.

"Writing Lab Partnership with UCF.	1,000,000"
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The following is vetoed because the college did not request this funding.

"Eastern Florida State College Critical Evaluation Learning Management System/Curriculum.	500,000"
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The following is vetoed because the project does not provide a core education mission and there is not an identifiable statewide impact.

"Brandon Community Advantage Center	250,000"
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The following are vetoed because there is not an identifiable statewide impact.

"Palm Beach State College Institute on Ethics	200,000"
"Polk State College Expansion of Art Program	3,000,000"

The following is vetoed because the project does not provide a core education mission and there is no identifiable statewide impact. The institution received \$5 million in additional operating funding this year that can be used for this initiative if prioritized by the college.

"Santa Fe College Rural and Urban Tech Initiative	100,000"
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The following is vetoed because the project does not provide an identifiable statewide impact. The institution received \$5 mil-

lion in additional operating funding this year that can be used for this initiative if prioritized by the college.

"Watson Center	100,000"
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The following is vetoed because the project does not provide a core education mission and there is no identifiable statewide impact. In addition, the State College of Florida has not funded this program since its conclusion in 2009 and did not request any funding for it this year.

"State College of Florida Manatee-Sarasota Learning Gateway (Manatee)	500,000"
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The following is vetoed because the project does not provide a core education mission and there is no identifiable statewide impact.

"Tallahassee Community College Sterling Council	63,414"
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The following project is vetoed because the entity that produces the Florida Price Level Index, used in the Florida Education Finance Program (FEFP) formula, periodically reviews the data used to develop the index to ensure that it is equitable statewide.

Specific Appropriation 133
Pages 41 and 42

"From the funds in Specific Appropriation 133, \$100,000 in non-recurring funds from the General Revenue Fund is provided to the Department of Education to issue a competitive solicitation to contract with an independent third party consulting firm to conduct a review of the current price level index methodology. A report shall be prepared which provides recommendations to the chair of the Senate Committee on Appropriations, the chair of the House of Representatives Appropriations Committee, and the Executive Office of the Governor's Office of Policy and Budget by January 1, 2018."

The following is vetoed because there has already been a study of this initiative.

"From the funds in Specific Appropriation 133, \$500,000 in non-recurring funds from the General Revenue Fund is provided for the 300 Lowest Performing Schools Extra Hour Study and shall be used by the Department of Education to contract with an independent third party consulting firm with experience in advanced analytics within K-12 education evaluation, to conduct an extra hour quantitative assessment to measure the reading growth for students participating in the extra hour program and produce statistically reliable measurements showing the extent to which that growth can be attributed to those students' participation in the extra hour program. In addition, an extra hour qualitative assessment shall be conducted with the results being used to identify schools that have successfully implemented the extra hour program, determine those schools' best practices, disseminate those practices to schools struggling to implement the program, and monitor implementation to ensure that all extra hour schools are implementing the program correctly. The department shall submit the results of the study to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1, 2017."

The following is vetoed because Moffitt Cancer Center received a total of \$10.6 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

Specific Appropriation 140
Pages 43 and 44

"From the funds provided in Specific Appropriation 140, \$370,000 in nonrecurring general revenue is provided to the Coalition for Medicinal Cannabis Research and Education Board within the H. Lee Moffitt Cancer Center and Research Institute (Senate Form 2164)."

The following is vetoed because Florida Atlantic University received a total of \$282.1 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

Specific Appropriation 141
Pages 44 through 47

“Max Planck Scientific Fellowship Program 1,050,000”

The following is vetoed because Florida Gulf Coast University received a total of \$130.6 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Florida Gulf Coast University
Academic & Career Attainment 1,000,000”

The following are vetoed because Florida International University received a total of \$471.4 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Center for Democracy 500,000
Center for Ethics & Professionalism 1,000,000
Center for Leadership 250,000”
“Washington Center for Internships 300,000”

The following are vetoed because Florida State University received a total of \$593.3 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Charles Hilton Endowed Professorship 300,000
College of Law Scholarships/Faculty 1,000,000
Florida Campus Compact 608,111
Learning System Institute 250,000
Pepper Center Long Term Care Proposal 250,000”

The following are vetoed because the University of Central Florida received a total of \$555.5 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Downtown Presence 2,000,000
Dr. Phillips Center for Performing Arts 3,900,299
Istation 3,500,000
The Lou Frey Institute of Politics & Government 400,000”

The following are vetoed because the University of Florida received a total of \$740.8 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“University of Florida
Lastinger Center for Learning 1,700,000
Lastinger Center Winning Reading Boost 200,000”

The following is vetoed because the University of North Florida received a total of \$155.8 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Culture of Completion & Career Initiative 2,000,000”

The following are vetoed because the University of South Florida received a total of \$434.4 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Expanded Library Services 347,000
Florida Institute of Oceanography 1,174,500”

The following are vetoed because the University of South Florida, Sarasota/Manatee received a total of \$20.6 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“University of South Florida, Sarasota/Manatee
Mote Marine Lab 483,031
PAInT - Center for Partnerships for Arts - Integrated Teaching 250,000
South Florida Museum’s Institute for STEAM Teaching: Center for PAInT 50,000
STEM Programs at Mote 2,516,965”

The following are vetoed because the University of South Florida, St. Petersburg received a total of \$48.3 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“University of South Florida, St. Petersburg
Family Study Center 250,000
Poynter Library Weekly Challenger Digital Collection 300,000”

The following are vetoed because the University of West Florida received a total of \$160.1 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Archaeology Program 1,100,000
Nursing Practice Education Partnership 1,000,000”
“Physical Therapy Education Partnership 1,000,000”

The following is vetoed because the entity has outstanding commitments from taxpayer funds awarded in 2003.

“Drug Discovery and Translation Research Partnership with Scripps Florida (HB 2101) 2,031,780”

The following is vetoed because Florida Atlantic University received a total of \$282.1 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Honors College (HB 2227) 1,000,000”

The following is vetoed because Florida Gulf Coast University received a total of \$130.6 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Honors College (HB 2211) 1,000,000”

The following are vetoed because Florida International University received a total of \$471.4 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Florida International University
UP:LIFT (University Paradigm: Learn, Interact, Facilitate) (HB 2233) 5,000,000
Hazardous Substance Mitigation (HB 3785) 1,000,000”

The following are vetoed because Florida State University received a total of \$593.3 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“Health Equity Research Institute (HB 2907) 750,000
Next Generation Ultra-High Field Magnets (HB 3999) 300,000”

The following is vetoed because the University of Central Florida received a total of \$555.5 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Incubator (HB 3211) 750,000”

The following is vetoed because the University of Florida received a total of \$740.8 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“St. Augustine Historic Building Roof Replacements (HB 3793) 250,000”

The following is vetoed because the University of North Florida received a total of \$155.8 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Highly Effective Teacher Grant (HB 3795) 700,000”

The following is vetoed because the University of South Florida received a total of \$434.4 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“University of South Florida
Collaborative Problem-Based Learning Educational Enhancement Program (Senate Form 1309) 1,480,000”

The following is vetoed because the University of South Florida, St. Petersburg received a total of \$48.3 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

“University of South Florida, St. Petersburg
Citizen Scholar Partnership (HB 4229) 263,458”

The following is vetoed because the University of West Florida received a total of \$160.1 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

“Intelligent Systems and Robotics Ph.D. Program
(HB 4277) 1,000,000”

The following are vetoed because IFAS (the Institute of Food and Agricultural Science) received a total of \$162.8 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

Specific Appropriation 143
Page 47

“4-H and Family Initiative 1,000,000”
“Bok Tower Educational Partnership 2,000,000”
“Florida Ag Initiative 125,000”
“Florida Horticulture Research, Science & Education. 1,450,000”
“Geomatics Education. 636,120”
“Tropical Aquaculture Laboratory. 778,987”
“Tropical Research and Education Center (HB 3759) 750,000”

The following is vetoed because the University of South Florida Medical Center received a total of \$136.4 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

Specific Appropriation 144
Page 47

“Sports Medicine & Athletics Related
Trauma (SMART) Institute 2,397,019”

The following are vetoed because the University of Florida Health Center received a total of \$152.8 million in Fiscal Year 2017-18 and has the ability to fund these initiatives.

Specific Appropriation 145
Page 48

“From the funds in Specific Appropriation 145, \$200,000 in recurring general revenue funds is provided for the College of Public Health and Health Professions Distance Learning Program (base appropriations project).”

“College of Pharmacy-Medical Cannabis Research
(HB 3159) 2,000,000
Institute for Comparative Veterinary Diagnostics
(HB 2131) 1,500,000”

The following is vetoed because Florida State University Medical School received a total of \$48.4 million in Fiscal Year 2017-18 and has the ability to fund this initiative.

Specific Appropriation 146
Page 48

“From the funds provided in Specific Appropriation 146, \$489,619 in nonrecurring general revenue funds are provided for the Evaluation of Behavioral Health System of Care in Florida (HB 2219).”

SECTION 3 - HUMAN SERVICES

The following is vetoed because home health services for homebound elders are reimbursable through Medicare and Medicaid.

Specific Appropriation 166
Page 52

“From the funds in Specific Appropriation 166, \$150,000 in non-recurring funds from the General Revenue Fund is provided to

Little Havana Activities and Nutrition Centers (LHANC) home health care program (HB 3529).”

The following is vetoed because this is not for services and funds training and education for physicians, which should be available through continuing education as part of the biennial licensure renewal requirements.

“From the funds in Specific Appropriation 166, \$442,709 in non-recurring funds from the General Revenue Fund is provided to Saluscare - The Reach Institute Behavioral Health Services for provider training and services (HB 3161).”

The following is vetoed because the program is not for client services and is for marketing services for a private entity.

“From the funds in Specific Appropriation 166, \$250,000 in non-recurring funds from the General Revenue Fund is provided to Florida Health Choices to increase health insurance enrollment through increased marketing (Senate Form 2262).”

The following is vetoed because these providers have received a rate increase twice in the last three fiscal years for the provision of certain services.

Specific Appropriation 206
Page 61

“From the funds in Specific Appropriations 206 and 207, \$750,000 in recurring funds from the General Revenue Fund and \$1,204,413 in recurring funds from the Medical Care Trust Fund are provided for a provider rate increase for Pediatric Cardiology Services.”

The following is vetoed because these providers received a rate increase for the current year.

Specific Appropriation 216
Page 63

“From the funds in Specific Appropriation 216, \$1,000,000 from the General Revenue Fund and \$1,605,523 from the Medical Care Trust Fund are provided for an increase to the Intermediate Care Facilities for Developmentally Disabled (ICF/DD) rates.”

The following is vetoed because the program is not for services and is to purchase a facility.

Specific Appropriation 243A
Pages 68 and 69

“From the funds in Specific Appropriation 243A, \$62,000 in non-recurring funds from the General Revenue Fund is provided to the Southwest Florida Autism Center (HB 3165).”

The following is vetoed because the program is not for services and is for renovation of a facility.

“From the funds in Specific Appropriation 243A, \$31,850 in non-recurring funds from the General Revenue Fund is provided to Club Challenge for Americans with Disabilities Act (ADA) accessibility modifications and other repairs to its facility (Senate Form 1784).”

The following is vetoed because the program is not for services and is for the purchase of equipment.

“From the funds in Specific Appropriation 243A, \$450,000 in non-recurring funds from the Social Services Block Grant is provided for the Arc of Tampa Bay’s solar energy initiative (HB 3887).”

The following is vetoed because the program is not for services and is for construction of a facility.

Specific Appropriation 243C
Page 69

“243C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
THE ARC NATURE COAST LIFE SKILLS CENTER
FROM GENERAL REVENUE FUND. 425,000

From the funds in Specific Appropriation 243C, \$425,000 in non-recurring funds from the General Revenue Fund is provided to the Arc Nature Coast Life Skills Center (HB 4089).”

The following is vetoed because the program is not for services and is for construction of a facility.

Specific Appropriation 243D
Page 69

"243D GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY YOUTH AND FAMILY ALTERNATIVES - COMMONS AT SPEER VILLAGE FROM SOCIAL SERVICES BLOCK GRANT TRUST FUND 500,000

From the funds in Specific Appropriation 243D, \$500,000 in non-recurring funds from the Social Services Block Grant Trust Fund is provided to Youth and Family Alternatives (HB 4079)."

The following is vetoed because these services are funded through existing statewide programs.

Specific Appropriation 310A
Page 78

"Managed Access to Child Healthcare/Partnership for Child Health (HB 2721) 100,000"

The following is vetoed because the program is not for services and is for renovation of a facility.

Specific Appropriation 358A
Page 84

"358A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FACILITIES AND SHELTERS PROVIDING SERVICES TO INDIGENT POPULATIONS FROM GENERAL REVENUE FUND. 218,000

From the funds in Specific Appropriation 358A, \$218,000 in non-recurring funds from the General Revenue Fund is provided to Love and Hope in Action (HB 2177) for kitchen repairs and renovations."

The following is vetoed because the project does not improve quality and access in healthcare statewide.

Specific Appropriation 369
Page 88

"AGAPE Network - Integrated Care Team, Behavioral Health Services (HB 3439) 567,250"

The following is vetoed because this is duplicative of funding already received.

"South Florida Behavioral Network Involuntary Outpatient Services Pilot Project (HB 3455) 250,000"

The following are vetoed because the programs are not for services and are for the construction of a facility.

Specific Appropriation 377B
Page 89

"377B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY MENTAL HEALTH SUBSTANCE ABUSE CRIMINAL JUSTICE DIVERSION FACILITY - OKALOOSA FROM GENERAL REVENUE FUND. 100,000

From the funds in Specific Appropriation 377B, the nonrecurring sum of \$100,000 from the General Revenue Fund is provided for the construction of the Okaloosa County Mental Health and Substance Abuse Facility for Criminal Justice Diversion (Senate Form 1313)."

Specific Appropriation 377C
Page 90

"377C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY HENDERSON BEHAVIORAL HEALTH CRISIS

STABILIZATION UNIT - BROWARD COUNTY FROM GENERAL REVENUE FUND. 500,000

From the funds in Specific Appropriation 377C, \$500,000 in non-recurring funds from the General Revenue Fund is provided to Henderson Behavioral Health, Inc. for construction of a new crisis stabilization unit in Broward County (HB 3153)."

The following is vetoed because the program is not for services and is for renovation of a facility.

Specific Appropriation 377D
Page 90

"377D GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY FELLOWSHIP HOUSE FROM GENERAL REVENUE FUND. 67,000

From the funds in Specific Appropriation 377D, \$67,000 in non-recurring funds from the General Revenue Fund is provided for the Fellowship House in Miami-Dade County for renovations and repairs of transitional housing facilities for individuals requiring behavioral health treatment (HB 2743)."

The following is vetoed because the program is not for services and is for the purchase of equipment.

Specific Appropriation 394
Pages 93 and 94

"Nassau Council on Aging - Feeding Seniors (HB 4041) 500,000"

The following is vetoed because these services are reimbursed through existing programs.

"The Silver Club Program at WOW (HB 4055) 170,408"

The following are vetoed because the programs are not for services and are for the renovation of a facility.

Specific Appropriation 400A
Page 94

"400A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY GRANTS AND AIDS - ALZHEIMER'S COMMUNITY CARE AND SERVICES FROM GENERAL REVENUE FUND. 346,000

From the funds in Specific Appropriation 400A, the following projects are funded from nonrecurring general revenue funds:

Easter Seals of South Florida - Kendall (HB 3263) . . . 196,000
Easter Seals of South Florida - Hialeah (HB 3013) . . . 150,000"

The following is vetoed because the program is not for services and is construction of a facility.

Specific Appropriation 400B
Page 94

"North Miami Foundation for Senior Citizens Services, Inc. (Senate Form 1209) 1,000,000"

The following are vetoed because these services are available through existing statewide programs.

Specific Appropriation 447
Pages 100 and 101

"Apopka Fresh Start Initiative (Senate Form 2227) . . . 300,000
Fresh Stop Mobile Farmers Market (Senate Form 1785) 100,000"

The following are vetoed because the funding is duplicative of other available funding.

"The Andrews Regenerative Medicine Center
(HB 3997) 100,000
Miami Beach Community Health Center
(HB 2883) 200,000"

The following is vetoed because the program is not for services and is for the renovation of a facility.

"Premier Community Health Care - Pasco County
(HB 4075) 250,000"

The following is vetoed because this funding is duplicative of other available funding.

"AGAPE Community Health Center, Inc. (HB 2947) . . . 500,000"

The following is vetoed because it pays for an electronic health record system for an organization.

"Community Health Centers of Sarasota, Inc.
(HB 2063) 100,000"

The following is vetoed because emergency room diversion is an expectation of the Florida Medicaid Program and the Medicare Program.

"Manatee ER Diversion (Senate Form 2232) 1,000,000"

The following are vetoed because this entity has outstanding commitments from taxpayer funds awarded in 2006.

Specific Appropriation 454
Page 102

"454 SPECIAL CATEGORIES
BIOMEDICAL RESEARCH
FROM GENERAL REVENUE FUND 2,750,000

From the funds in Specific Appropriation 454, \$1,900,000 in non-recurring funds from the General Revenue Fund is provided for the purpose of supporting activities in relation to biomedical research through the Florida Drug Discovery Acceleration Program at Torrey Pines Institute for Molecular Studies (HB 2143).

From the funds in Specific Appropriation 454, \$100,000 in non-recurring funds from the General Revenue Fund is provided to Torrey Pines Institute for Molecular Studies as a designated center within the Chemical Biology Consortium in the NCI Experimental Therapeutics (NExT) Program by the National Institutes of Health to address unmet needs in therapeutic oncology conducted in response to the health needs of Florida's citizens (HB 2549)."

The following is vetoed because this funding is contingent on SB 406, or similar legislation, becoming law. This legislation did not pass during the 2017 Legislative Session.

"From the funds in Specific Appropriation 454, \$750,000 in non-recurring funds from the General Revenue Fund is provided for the Coalition for Medicinal Cannabis Research within the Moffitt Cancer Center to conduct medical cannabis research. This funding is contingent on SB 406, or similar legislation, becoming law (Senate Form 2164)."

The following is vetoed because the program is not for services and is for construction of a facility.

Specific Appropriation 463A
Page 104

"From the funds in Specific Appropriation 463A, \$400,000 in non-recurring funds from the General Revenue Fund is provided to the Bithlo Community Health Center (Senate Form 1442)."

The following is vetoed because this is not for services and is to fund educational information, which should be available through continuing education as part of the biennial licensure renewal requirements.

Specific Appropriation 504
Page 110

"Florida Emergency Medical Services Clearinghouse
(HB 3627) 100,000"

The following is vetoed because the program is not for services and is for educational materials.

Specific Appropriation 539A
Page 115

"539A SPECIAL CATEGORIES
GRANTS AND AIDS - CONTRACTED SERVICES
FROM MEDICAL QUALITY ASSURANCE
TRUST FUND 750,000

From the funds in Specific Appropriation 539A, \$750,000 in non-recurring funds from the Medical Quality Assurance Trust Fund is provided to the Foundation for Healthy Floridians (HB 4191)."

SECTION 4 - CRIMINAL JUSTICE AND CORRECTIONS

The following is vetoed because the project was not validated as a comprehensive evidence-based model that would ensure successful outcomes for state inmates reintegrating back into the community.

Specific Appropriation 751
Pages 136 and 137

"From the funds in Specific Appropriation 751, \$200,000 in non-recurring general revenue funds is provided for the Gadsden County Sheriff's Office Second Chance Reentry Services Portal (HB 2873)."

The following is vetoed because the funds are intended to pay for information technology equipment and information technology personnel, which is the responsibility of the provider.

Specific Appropriation 1124
Page 184

"From the funds in Specific Appropriations 1124, \$1,650,000 in nonrecurring general revenue funds is provided for the AMIKids Technology Match (HB 2963)."

The following are vetoed because they were not validated as programs that would utilize evidence-based prevention programming with proven outcomes to prevent at-risk youth from entering the juvenile justice system.

Specific Appropriation 1180
Pages 189 and 190

"From the funds in Specific Appropriations 1180, \$500,000 in nonrecurring Grants and Donations Trust Fund is provided to Fresh Ministries/Fresh Path Program for prevention and intervention services in Duval County (HB 3453).

From the funds in Specific Appropriations 1180, \$50,000 in non-recurring Grants and Donations Trust Fund is provided to Leon County Sheriff's Youth Adventure Camp for prevention and intervention services (Senate Form 1047).

From the funds in Specific Appropriations 1180, \$250,000 in non-recurring Grants and Donations Trust Fund is provided to New Horizons Day Treatment Program for education, intervention, treatment, case management, and intensive supervision services (Senate Form 1603).

From the funds in Specific Appropriations 1180, \$400,000 in non-recurring Grants and Donations Trust Fund is provided to the City of Riviera Beach to implement a summer youth employment program (Senate Form 1768).

From the funds in Specific Appropriation 1180, \$100,000 in non-recurring Grants and Donations Trust Fund is provided for the

Nehemiah Intervention Program to establish two programs located in the high crime neighborhoods in Orange County, in order to reduce the number of youth entering the juvenile justice system (Senate Form 1632).

From the funds in Specific Appropriation 1180, \$200,000 in non-recurring Grants and Donations Trust Fund is provided to the Central Florida Mentoring Initiative to reduce crime in the inner city community with a mentoring program for youth ages twelve through seventeen that focuses on educational goals and positive life skills (Senate Form 1817)."

The following is vetoed because it provides funding for a non-public fixed capital outlay project.

Specific Appropriation 1184A
Page 191

"1184A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FROM GENERAL REVENUE FUND. 750,000

Funds in Specific Appropriation 1184A, are provided for the Northwest Jacksonville YMCA Center (Senate Form 1100)"

The following is vetoed because there is no statewide impact, nor is there any clear mechanism for objectively measuring and evaluating the return on the state's investment.

Specific Appropriation 1234
Pages 197 and 198

"From funds in Specific Appropriation 1234, \$100,000 in non-recurring general revenue funds is provided to the Citizens' Crime Watch Board of Miami-Dade County for a neighborhood/youth crime watch program (Senate Form 1001)."

The following are vetoed because purchasing equipment for local use is the responsibility of local government.

"From the funds in Specific Appropriations 1234, \$300,000 in non-recurring general revenue funds is provided to the City of Lauderdale Lakes for the Lauderdale Lakes Innovative Crime Reduction Project (HB 3185). The funds shall be utilized to purchase public safety equipment."

"From the funds in Specific Appropriations 1234, \$40,000 in non-recurring general revenue funds is provided to the Town of Callahan's Volunteer Fire Department to purchase radios (Senate Form 1049)."

The following is vetoed because there is no clear mechanism for objectively measuring and evaluating the return on the state's investment.

"From the funds in Specific Appropriations 1234, \$300,000 in non-recurring general revenue funds is provided to the State of Florida Police Athletic/Activities League to provide leadership training in their Youth Director's Program (Senate Form 1690)."

The following is vetoed because the project did not go through the prescribed process for the establishment of a law enforcement training facility.

Specific Appropriation 1239A
Pages 198 and 199

"Nassau County Public Safety Training Center
(HB 3091). 500,000"

The following is vetoed because funding for local law enforcement is the responsibility of local government.

"Desoto County Critical Facility Construction
(HB 3565). 500,000"

The following is vetoed because the project did not go through the prescribed process for the establishment of a law enforcement training facility.

"Clay County Public Safety Training Facility
(HB 4321). 1,000,000"

The following is vetoed because funding for local law enforcement is the responsibility of local government.

"Expansion/Remodel of the Bay Harbor Islands Police
Department Facility (HB 3401) 200,000"

The following is vetoed because the establishment of a forensic training and research facility is a statewide responsibility and should be under the management of the Florida Department of Law Enforcement.

"Thomas Varnadoe Forensic Center for Education and Research
(HB 3577). 4,300,000"

The following is vetoed because funding for local law enforcement is the responsibility of local government.

"Vero Beach Police Firearms Range (HB 4273). 410,000"

The following is vetoed because the project did not go through the prescribed process for the establishment of a law enforcement training facility.

"Central Florida Multi-Jurisdictional Law Enforcement
Training Center (HB 3923) 700,000"

SECTION 5 - NATURAL RESOURCES/ENVIRONMENT/ GROWTH MANAGEMENT/TRANSPORTATION

The following is vetoed because it was not identified as a top agency priority by the Department of Agriculture and Consumer Services.

Specific Appropriation 1365E
Page 215

"1365E GRANTS AND AIDS TO LOCAL GOVERNMENTS
AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FLORIDA STATE FAIR AUTHORITY
FROM GENERAL REVENUE FUND. 2,090,000

From the funds in Specific Appropriation 1365E, \$2,090,000 in non-recurring funds from the General Revenue Fund is provided to address the safety and security needs at the Florida State Fair pursuant to section 616.251(2), Florida Statutes."

The following are vetoed because of ongoing litigation.

Specific Appropriation 1437A
Pages 222 and 223

"1437A SPECIAL CATEGORIES
CITRUS CANCER ERADICATION FINAL JUDGMENT -
BROWARD COUNTY
FROM GENERAL REVENUE FUND. 20,941,328

From the funds in Specific Appropriation 1437A, \$20,941,328 in non-recurring funds from the General Revenue Fund is appropriated for the Department of Agriculture and Consumer Services to make full and final payment of all amounts due on all judgments, including interest thereon, rendered against the Department of Agriculture and Consumer Services and the Commissioner of Agriculture in the case of In Re: Citrus Canker Litigation, Case No. 00-18394(08)CACE (17th Judicial Circuit in and for Broward County, Florida). Release of the funds is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture obtaining from counsel for the plaintiffs and class a recordation of a satisfaction of all judgments rendered in that case; or in the alternative, is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture pursuing the procedures set out in section 55.141, Florida Statutes, for obtaining satisfactions of all judgments rendered in that case from the Clerk of Court."

Specific Appropriation 1437B
Page 223

"1437B SPECIAL CATEGORIES
CITRUS CANCKER ERADICATION FINAL JUDGMENT -
LEE COUNTY
FROM GENERAL REVENUE FUND..... 16,475,800

From the funds in Specific Appropriation 1437B, \$16,475,800 in nonrecurring funds from the General Revenue Fund is appropriated for the Department of Agriculture and Consumer Services to make full and final payment of all amounts due on all judgments, including interest thereon, rendered against the Department of Agriculture and Consumer Services and the Commissioner of Agriculture in the case of Dellaselva v. Florida Department of Agriculture and Consumer Services, et al, Case No. 03-1947 CA WCM (20th Judicial Circuit in and for Lee County, Florida). Release of the funds is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture obtaining from counsel for the plaintiffs and class a recordation of a satisfaction of all judgments rendered in that case; or in the alternative, is contingent upon the Department of Agriculture and Consumer Services and the Commissioner of Agriculture pursuing the procedures set out in section 55.141, Florida Statutes, for obtaining satisfactions of all judgments rendered in that case from the Clerk of Court."

The following is vetoed because there was not a clear statewide return on investment.

Specific Appropriation 1447
Page 224

"From the funds in Specific Appropriation 1447, \$98,850 in non-recurring funds from the General Revenue Fund is provided to the Miami International Agriculture, Horse and Cattle Show for promotional activities (HB 3765)."

The following are vetoed because these projects did not go through, or ranked low on, the established competitive review process based on measurable and positive outcomes, pursuant to section 288.1175, Florida Statutes.

Specific Appropriation 1455A
Page 225

"Arcadia Rodeo Equestrian Facility (HB 3071) 500,000"
"Hendry County Fair & Livestock Show 445,913
Lee Board of County Commissioners UF/IFAS 74,319
Manatee River Fair Association 167,217"
"Pasco County Fair Association (Senate Form 2186) .. 860,000"

The following is vetoed because there was not a clear statewide return on investment and requests for ROI reporting on previous state funds were not fulfilled.

Specific Appropriation 1484
Page 228

"From the funds in Specific Appropriation 1484, \$250,000 in non-recurring funds from the General Revenue Fund is provided for removal and destruction of infested avocado trees that are acting as hosts and breeding factories for pests and disease (Senate Form 1849)."

One of Florida's most important resources is water. The Department of Environmental Protection and the state's five water management districts provide funding to protect the quality and quantity of Florida's water supply. These agencies work to ensure that Floridians' tax dollars are spent in a manner that will provide a demonstrable improvement statewide through an open and public process. While some water projects may also contribute to a statewide objective, not all projects demonstrate an ability to clearly contribute to a statewide investment. The

following projects are vetoed because they did not provide a clear return for the investment.

Specific Appropriation 1606A
Pages 242 through 244

"Bay Harbor Islands Sewer Lateral Lining Project (HB 3399) 500,000"
"Brooksville Horselake Creek Southeastern Branch Drainage Restoration (HB 4087)..... 350,000"
"City of Blountstown - Wastewater Effluent Discharge (HB 2479) 1,500,000"
City of Flagler Beach Wastewater Treatment Plant Improvements Phase 3 (HB 2643) 450,000
City of Gulfport Private Lateral Lines Replacement Incentive Program (Senate Form 2240) 127,000
City of Jacksonville Lasalle Street Pump Station Phase I (HB 2757)..... 350,000"
"Coconut Creek Wastewater Conveyance System Improvement (HB 3823) 150,000"
"Florida City Krome Avenue Water Line (HB 2671) .. 229,140
Florida Ocean Alliance (HB 2349) 300,000
Fort Myers Billy's Creek Restoration (HB 2559) 775,000"
"Homosassa River Restoration (HB 2401) 350,000"
"Lauderdale Lakes Stormwater Conveyance and Water Quality Improvement (HB 2117) 250,000"
"Medley Seawall Expansion Phase II (HB 2033) 200,000"
"Miami Springs Erosion Control and Stabilization of Drainage Canal Phase II (HB 3001) 500,000"
Neptune Beach Florida Boulevard Stormwater Culvert Improvements (HB 3933) 400,000
North Bay Village Drainage Improvement Project (HB 2779) 500,000"
"Palmetto Bay Drainage Sub-Basin #59/60 (HB 4237) . 483,940
Pasco County Culvert Reconditioning (HB 3569) 562,500
Pasco County Gulfview/Salt Springs Culvert Expansion (HB 3877) 400,000
Pembroke Park John P. Lyons Lane Stormwater Pumping Station (Senate Form 1886)..... 500,000
Penney Farms Water System Piping Replacement (HB 4313) 500,000"
"Royal Palm Beach Canal System Rehabilitation Project (HB 2457) 475,000"
Sanibel Donax Wastewater Reclamation Facility Plant 1 Upgrade Project (HB 4253) 1,427,000
Sanibel Jordan Marsh Water Quality Treatment Park (HB 4251)..... 150,000"
"Shell Key Access and Water Quality Improvement Project (HB 2071) 1,000,000"
"Surfside Biscaya Island Water Main Crossing (HB 3411) 124,000"
"Tamarac Culvert-Headwall Project 2017 (HB 3171) .. 400,000
Tarpon Springs Anclote River Dredge Project (4279) .. 920,973"
"Venice Water Main Replacement Phase 5 (HB 2059) 500,000"
"Village of Pinecrest Waterline Extension Project (HB 3355) 500,000"
"West Miami Potable Phase I (HB 3659) 500,000"

The following is vetoed because the Department of Environmental Protection has not identified this as a contaminated site, and it circumvents the established statutory review process for land acquisition.

Specific Appropriation 1606B
Page 244

"1606B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
SITE CLEANUP / COMMUNITY DEVELOPMENT
FROM GENERAL REVENUE FUND..... 2,000,000

From the funds in Specific Appropriation 1606B, \$2,000,000 in nonrecurring funds from the General Revenue Fund is provided for the Apalachicola River Cleanup and Redevelopment Project in Calhoun County (HB 2475)."

The following was vetoed in Fiscal Year 2016-17 and again this year because the project was not requested through the Department of Environmental Protection's land management programs.

Specific Appropriation 1613A
Page 245

"1613A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
MIAMI RIVER COMMISSION - MIAMI RIVER
ENVIRONMENTAL RIVER RESTORATION
FROM GENERAL REVENUE FUND. 150,000

From the funds in Specific Appropriation 1613A, \$150,000 in non-recurring funds from the General Revenue Fund is provided for funding for an appropriations project related to HB 4367, Miami River Restoration."

The following proviso is vetoed because the project has previously received funding in Fiscal Year 2015-16 and Fiscal Year 2016-17, the majority of which has not been utilized.

Specific Appropriation 1614
Page 245

"From the funds in Specific Appropriation 1614, \$2,000,000 is provided to publicly owned utilities to remove sand and grit from wastewater treatment plants with daily flow less than 3 MGD that must remain in operation during cleaning to avoid the discharge of untreated wastewater. The department shall coordinate the selection and administration of projects. Funds shall be distributed on a first-come, first-serve basis and require a local match of at least 50 percent, with the exception that the local match shall be waived by the department if: 1) the public utility is located in a Rural Area of Opportunity pursuant to section 288.0656, Florida Statutes; 2) the public utility is located in a county that has a poverty level equal to or greater than 20 percent as defined by the most recent federal census; or, 3) the public utility is located in and wholly serves a municipality that has a poverty level equal to or greater than 25 percent as qualified by the municipality and such qualification is accepted by the department (HB 3983)."

The following is vetoed because the projects were not requested through the Department of Environmental Protection's local park improvement program, and components of this project are also eligible for other state funding programs, such as the Florida Boating Improvement Program through the Florida Fish and Wildlife Conservation Commission.

Specific Appropriation 1700A
Page 253

"Historic Spring Park Public Access St. Johns River
(HB 4319) 600,000"

The following is vetoed because the Robinson Preserve has previously received funding from state programs for similar conservation activities through dedicated programs, and is more appropriately funded through these existing federal, local, and state programs.

Specific Appropriation 1812A
Page 264

"1812A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANT AND AIDS - MANATEE COUNTY ROBINSON
PRESERVE HABITAT RESTORATION
FROM GENERAL REVENUE FUND. 600,000

From the funds in Specific Appropriation 1812A, \$600,000 in non-recurring funds from the General Revenue Fund is provided for the Robinson Preserve Habitat Restoration in Manatee County (Senate Form 2153)."

The following is vetoed because the county has not provided a local match amount for restoration activities.

Specific Appropriation 1812B
Page 264

"1812B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - ORPHAN VESSEL GROUNDING
RESTORATION
FROM GENERAL REVENUE FUND. 604,735

From the funds in Specific Appropriation 1812B, \$604,735 in non-recurring funds from the General Revenue Fund is provided for the Orphan Vessel Grounding Restoration in Pinellas County (HB 3141)."

The following are vetoed because the projects do not have a direct partnership component with the Fish and Wildlife Conservation Commission and should have a local or private match commitment established before requesting state funds.

Specific Appropriation 1859B
Page 269

"1859B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
ZOO MIAMI
FROM GENERAL REVENUE FUND. 1,000,000

The nonrecurring funds in Specific Appropriation 1859B are provided for funding for an appropriations project related to HB 4415, Zoo Miami Expansion/Renovation of Animal Hospital and Rehab Facilities."

Specific Appropriation 1859C
Page 269

"1859C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
BREVARD ZOO CENTER FOR CONSERVATION
RESEARCH
FROM GENERAL REVENUE FUND. 1,126,000

From the funds in Specific Appropriation 1859C, \$1,126,000 in nonrecurring funds from the General Revenue Fund is provided for the Brevard Zoo Center in Brevard County (Senate Form 1653)."

The following is vetoed because it prematurely adds cost to a not yet completed pilot program underway at the Department of Transportation.

Specific Appropriation 1865
Pages 270 and 271

"From the funds in Specific Appropriation 1865, \$1,125,000 is provided in nonrecurring funds from the State Transportation Trust Fund for the department to contract with Syn-Tech Systems, Inc. (HB 2489), for hardware/software/firmware upgrades to the existing fuel/fleet management system and departmental vehicles. The upgrade must include an Radio-Frequency Identification (RFID) module on every vehicle. The on board system (AIM Titanium) shall provide at a minimum, fuel consumption, fuel security (verifies fuel is actually delivered to an authorized vehicle) Driver Behavior Characteristics (aggressive driving, rapid acceleration, hard braking, maximum speeds, etc.) On-Board Diagnostic Trouble Codes (DTC's) oil & tire pressure, Oil Temperature, O2 sensors, and other data including, engine hours, total fuel usage, fuel economy/MPG, engine oil life, absolute odometer, and environmental metrics on emission tracking and idle time."

The following is vetoed because the Department of Transportation addresses innovation within other program areas.

Specific Appropriation 1869
Page 272

"From the nonrecurring funds in Specific Appropriation 1869, the Department of Transportation (DOT), in consultation with the Department of Highway Safety and Motor Vehicles, shall establish a Smart City Challenge Grant Program (Senate Form 1827). The

DOT shall develop grant criteria and a promotion plan for these grants. The department may use up to \$325,000 to establish the program.”

The following is vetoed because the project circumvents the Transportation Work Program process for evaluating aviation projects.

Specific Appropriation 1870
Page 272

“From the nonrecurring funds in Specific Appropriation 1870, \$3,000,000 is provided to Volusia County for the infrastructure improvements on the south property of the Daytona Beach International Airport (HB 2151).”

The following is vetoed because this project circumvents the Transportation Work Program evaluation process.

Specific Appropriation 1872
Page 272

“From the nonrecurring funds in Specific Appropriation 1872, \$500,000 is provided for High Springs/Newberry Rail Trail (HB 2689).”

The following are vetoed because these projects circumvent the Transportation Work Program evaluation process.

Specific Appropriation 1877
Page 273

“From the nonrecurring funds in Specific Appropriation 1877, \$2,750,000 is provided for County Road 220 3R, Railroad and Safety Improvements (Senate Form 1904).”

Specific Appropriation 1879
Page 273

“From the nonrecurring funds in Specific Appropriation 1879, \$1,000,000 is provided for the preliminary engineering and design for future developments of an inland port in the City of South Bay (South Bay Park of Commerce) (Senate Form 2255).”

Specific Appropriation 1913
Page 276

“CR 437 Realignment Complete Street - Lake County (HB 3977) 3,000,000
Boutwell Road/Lake Worth Park of Commerce Improvements (HB 2241) 3,000,000
Williamson Boulevard 4 Laning, Daytona Beach (HB 2289) 2,950,000”
“City of Venice Road Improvements Phase II (HB 2061) 1,000,000
City of West Park, Neighborhood Traffic Calming Plan (HB 2423) 750,000
Santa Rosa County, I-10 Industrial Park, Phase 2 Access Road (HB 4067) 1,000,000
P.J. Adams Parkway Widening, Okaloosa County (Senate Form 2129) 1,750,000”
“Commerce Parkway Connector, City of Bunnell (Senate Form 2224) 50,000”

Specific Appropriation 1918
Page 277

“From the nonrecurring funds in Specific Appropriation 1918, \$530,000 is provided for the Veterans Memorial Bridge Replacement in Leon County (HB 2487).”

From the nonrecurring funds in Specific Appropriation 1918, \$1,000,000 is provided for the Fort Denaud Bridge Rehabilitation, Hendry County (Senate Form 1152).”

Specific Appropriation 1921A
Pages 277 and 278

“Sweetwater Complete Streets Project (HB 2997) 500,000”
“Interstate 75 & Overpass Road Interchange (HB 3573) 15,000,000”
“87th Avenue Ramp to Miami-Dade Expressway (MDX) 924 (HB 2031) 1,000,000”
“Sunny Isles Beach Complete Streets Project (HB 3863) 250,000
River Road (HB 2465) 3,000,000
TBARTA Moving The Region Forward (HB 3663) 250,000
Parkland Roadway Stabilization (HB 3817) 250,000
Southwest Ranches Street Lighting Project (HB 2195) 200,000
Town of Davie - Davie Road Downtown Improvements (HB 2619) 220,000
City of Pembroke Pines Senior Transportation Program (HB 2731) 218,181
SW 25th Street/SW 48th Avenue Drainage Improvement (HB 3035) 250,000”
“Airport Industrial Park Connector Road and Utilities Project (HB 4289) 3,000,000
University Drive North Resurfacing (HB 3167) 300,000”
“Southwest Ranches Safety Guardrail (HB 3145) 375,000
Poston Drive Roadway Improvements (HB 3635) 261,303
Beulah Interchange at I-10 & Infrastructure (HB 3773) 250,000”
“Nassau Oaks Subdivision Roadway Improvements (HB 3089) 250,000
Port of Fernandina Multi Purpose Dock Crane and Warehouse (HB 3859) 3,000,000
Sandspur Regional Connector in the City of Maitland (HB 2255) 375,000
Pine Hills Road and Silver Star Road Intersection Design of Pedestrian and Bicycle Safety Improvements (Senate Form 2094) 200,000
State Road 687 (3rd and 4th Streets) and 8th/MLK Streets Downtown St. Petersburg-Preliminary Engineering Study to Convert One Way Street to Two Way Street (HB 4395) 200,000
State Road 7 Pedestrian Lights, City of West Park (HB 2491) 650,000
Wilton Manors Sidewalk Connectivity, Broward County (HB 3339) 600,000
City of Jacksonville-Crosswalk Countdown Traffic Signal Heads Installation (HB 2333) 1,231,072
Forward Pinellas Waterborne Transportation (Senate Form 1344) 1,000,000
PD&E Study of Clinton Avenue Intersection Realignment at U.S. 98 and U.S. 301, Pasco County (HB 3571) 500,000
Lauderdale Lakes Comprehensive Sidewalk Improvement Project (HB 2541) 200,000”
“OLLI-Automated / Driverless Advanced Technology Transportation Shuttle Program, Duval County (HB 3831) 250,000
Walton County, CR 30-A, Intermodal Transportation Innovation Program (HB 4207) 1,960,000
Bridge Road Town Center Project, Martin County (HB 2079) 3,630,000”
“Mapp Road Town Center Project in Palm City (HB 2297) 2,000,000
DIA Downtown Street Light Improvements, Duval County (Senate Form 2270) 1,400,000
Hogan’s Creek Greenway, Duval County (Senate Form 2271) 535,000
Northbank Riverwalk, Gefen Bridge (Senate Form 2269) 200,000”
“Coral Springs Westside Facility Hardening (HB 3809) 750,000
Multi-Modal Transit Station, Downtown Palmetto Bay (HB 4239) 428,912”
“U.S. 301/ReImagine Gall Boulevard (HB 3705) 350,000”

The following is vetoed because this service is already provided by the Department of Transportation.

Specific Appropriation 1922
Page 278

"From the nonrecurring funds in Specific Appropriation 1922, \$635,000 is provided to the department to issue a competitive bid for a pilot project in the coastal counties of Wakulla, Franklin, Gulf, Bay and Walton for luminary, high mast and underwater bridge inspections utilizing unmanned aerial and submersible vehicles (Senate Form 1493) in order to measure the cost effectiveness of the system to the state. All employees of the successful bidder must be Florida residents. The department shall provide a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on or before January 31, 2018 to provide the data evaluation on the cost effectiveness of the pilot project."

SECTION 6 - GENERAL GOVERNMENT

The following is vetoed because the purpose of the project is unclear, nor is it documented how the state will benefit.

Specific Appropriation 1986B
Page 286

"1986B SPECIAL CATEGORIES
FLORIDA CRIMINAL JUSTICE REFORM RESEARCH
FROM GENERAL REVENUE FUND. 300,000"

The following is vetoed because this a local project serving a limited population and there is not a clear statewide return on investment.

Specific Appropriation 2040
Page 291

"From the funds in Specific Appropriation 2040, \$150,000 in non-recurring funds are provided to the Broward County Building Officials Association to fund the Building Code Enforcement Training Program from fees collected pursuant to the surcharge authorized in section 553.721, Florida Statutes (HB 2713)."

The following is vetoed because there is not a clear statewide return on investment as the task force was funded in the current fiscal year and the recommendations have not yet been implemented.

Specific Appropriation 2041
Page 291

"From the funds in Specific Appropriation 2041, \$150,000 in non-recurring funds are provided for the Construction Industry Workforce Task Force (HB 2717)."

The following is vetoed because there is not a clear statewide return on investment.

Specific Appropriation 2048A
Page 292

"2048A FINANCIAL ASSISTANCE PAYMENTS
REAL ESTATE SCHOLARSHIPS
FROM PROFESSIONAL REGULATION TRUST
FUND 150,000"

The following is vetoed because this program is not working as anticipated and funding is no longer needed.

Specific Appropriation 2198A
Page 306

"Embry Riddle Manufacturing Academy and Apprenticeship Internship (Base Appropriation Project Funded as Nonrecurring). 2,000,000"

The following is vetoed because there is not a clear statewide return on investment.

"City of Riviera Beach Summer Youth Employment Program (Senate Form 1545) 500,000"

The following is vetoed because the project has received funding from local entities and can be supported at the local level.

"HART Hyperlink-Downtown Tampa Zone (HB 4033). . . 300,000"

The following is vetoed because it is a local decision by a Regional Workforce Board whether to utilize this program.

Specific Appropriation 2203A
Page 307

"2203A SPECIAL CATEGORIES
GRANTS AND AIDS - BUSINESS PARTNERSHIPS/
SKILL ASSESSMENT AND TRAINING
FROM SPECIAL EMPLOYMENT SECURITY
ADMINISTRATION TRUST FUND 2,500,000"

Funds in Specific Appropriation 2203A shall be subject to the competitive procurement process under Chapter 287, Florida Statutes."

The following are vetoed because they circumvent current, established grant review processes, or funding is available through other sources.

Specific Appropriation 2224M
Pages 311 and 312

"DeSoto County Public Safety Building (HB 3565) 350,000"
"Community Center-Passive Trail Head - City of Oviedo (HB 3193). 100,000"
"Quail Pond Circle Complete Street/Pedestrian Connectivity Improvements (HB 2257) 282,366"
"Riverwalk/Boardwalk Extension Project (HB 2201) . . . 200,000"
"City of St. Cloud Downtown Revitalization Phase I (HB 4323). 900,000"
"North Bay Village Boardwalk & Economic Revitalization Project (HB 3741) 250,000"
"City of Milton - Riverwalk (HB 3129) 1,000,000"
"City of Clearwater Ruth Eckerd Hall Expansion (HB 2957). 1,000,000"
"Marine Statue Garden Feasibility Study (Senate Form 2120) 150,000"
"Apollo School Rehabilitation and Site Improvement (HB 2097). 100,000"
"Fort Myers Gulf Coast Multi-Use Trail Feasibility Study (HB 3317) 600,000"
"Centennial Park Playground Equipment Replacement, Downtown Fort Myers (HB 2557) 228,000"
"Sirenia Vista Park Utilities Extension Project (HB 3157) 125,000"
"Madeira Beach Lighting Project (HB 3039). 200,000"
"Beyond the Bay, The Florida Orchestra (HB 4387). . . . 500,000"
"African Cultural And Community Center (Senate Form 1336) 212,000"
"Freeport Cultural Center (HB 4193) 100,000"
"Old City Hall Community Auditorium Economic Development Project (HB 3557) 250,000"
"Countryside Sports Complex, City of Clearwater (HB 2953). 1,000,000"
"Sunshine Limitless Activity Area at the Long Center (HB 2535) 200,000"
"City of Jennings, Florida Community Center (HB 2221) 250,000"
"Town of White Springs, Florida Community Center (HB 2243) 200,000"
"Palm Beach Zoo and Conservation Society, Safety and Preparedness Program (HB 2815) 300,000"
"CreationStation Digital Learning Labs in the Palm Beach County Library System (HB 2197). 200,000"
"Highland Park Field Lights (HB 2103) 200,000"
"NeighborWorks Florida Collaborative (Senate Form 2121) 450,000"
"Miami Downtown Development Authority-Baywalk (HB 3419). 500,000"
"Aventura-NE 191st Street Stormwater Retrofits (HB 3393) 400,000"

Bal Harbor Village-Utility Master Plan (HB 3395)	50,000
Pinellas Park, Pinebrook Estates Pond Improvements (HB 2287)	300,000"
"Orchard Pond Greenway Trail, Phase II, Leon County (HB 3725)	300,000

From the nonrecurring funds provided in Specific Appropriation 2224M from the General Revenue Fund, \$1,000,000 is provided for the Regional Multi-Use Athletic Tournament Complex in the City of Stuart. No funds may be expended on astroturf for the improvements funded in this Specific Appropriation (HB 2141).

From the nonrecurring funds provided in Specific Appropriation 2224M from the General Revenue Fund, \$500,000 is provided for Design District Public Infrastructure Improvements (HB 3431). The state contribution is contingent upon the City of Miami and/or Miami-Dade County providing a fifty percent match in the form of a cash contribution or a capital project that benefits the area."

The following is vetoed because the entity can pursue other sources of public and private funding.

Specific Appropriation 2226F
Page 315

"2226F SPECIAL CATEGORIES
GRANTS AND AIDS - INSTITUTE FOR THE
COMMERCIALIZATION OF PUBLIC RESEARCH
FROM STATE ECONOMIC ENHANCEMENT
AND DEVELOPMENT TRUST FUND 5,500,000

The funds in Specific Appropriation 2226F are provided for funding an appropriations project related to HB 3513."

The following are vetoed because they circumvent established processes and funding is available through other resources.

Specific Appropriation 2226H
Page 316

"St. Petersburg Tech Garage Program (HB 3523) 400,000"
"Makerspace (HB 2847) 400,000
CEDIA Violence Prevention & Economic Development
Project (HB 3505) 500,000
StartUp FIU (HB 2995) 1,000,000
Beaver Street Enterprise Center (HB 4131) 400,000
Tampa Bay Center for Innovation (HB 2965) 1,000,000"
"Naples Accelerator Innovation Center and Immokalee
Food & Agribusiness (HB 2213) 1,200,000
Florida Atlantic University Tech Runway
(HB 2163) 1,200,000
Deering Estate Field Station Research Center
Improvements (HB 4233) 1,200,000"
"National Entrepreneur Center, UCF Research
Foundation (HB 3909) 400,000"
"The e-Factory in Tampa Bay (HB 2567) 600,000
Bonifay Memorial Park, Phase II (HB 4179) 800,000"
"Riverside Artist Market Phase II
(Senate Form 2264) 500,000"

The following is vetoed because there is no documented need or request from the Department of Financial Services or the Department of Education.

Specific Appropriation 2333
Page 324

"From the funds in Specific Appropriation 2333, \$500,000 in non-recurring funds from the Insurance Regulatory Trust Fund is provided to the Department of Financial Services to procure staff augmentation services, additional hardware, and software necessary to enhance the Transparency Florida website. The purpose of the enhancement is to provide the public, specifically parents, the ability to determine financial resources invested in students. The enhancement will provide estimated federal, state, and local funding generated, by student, based on a series of questions including, but not limited to, district, grade level, child eligibility for free or reduced meals, and English language learner. The Department of Education shall provide the department with the necessary

data to support the enhanced functionality to be available on the transparency website (Senate Form 1854)."

The following is vetoed because there is not a clear statewide return on investment.

Specific Appropriation 2344
Page 326

"From the funds in Specific Appropriation 2344, \$250,000 in non-recurring funds from the Unclaimed Property Trust Fund is provided to the Department of Financial Services to competitively procure a business needs analysis of the current Unclaimed Property Management Information System. The analysis shall provide the department with information regarding whether the Unclaimed Property Management Information System should be upgraded or replaced and which option will be the most cost efficient for more effective processing and management of unclaimed property assets and claims."

The following is vetoed because this initiative is already being developed.

Specific Appropriation 2575
Page 347

"From the nonrecurring funds in Specific Appropriation 2575, \$150,000 from the Grants and Donations Trust Fund is provided to the division to competitively bid and procure a contract for the first phase of a comprehensive mapping initiative of the state. The contract shall require the development of a statewide plan for digital acquisition and analysis for approximately 54,200 square miles of the state. The contract shall include provisions to coordinate with all state agencies that utilize the division's elevation data under the guidance of the Agency for State Technology and develop a partnership for cost sharing to generate new elevation data. The plan must prioritize the state's most vulnerable areas. On or before January 1, 2018, the division shall submit the plan to the Governor, the Senate President, and the Speaker of the House of Representatives."

The following are vetoed because these are local projects and should be supported at the local level.

Specific Appropriation 2590
Pages 348 and 349

"Southwest Ranches Regional Emergency Operations
and Distribution Center (HB 3155) 300,000
The Adrienne Arsht Center's Zone Emergency Response
Operations Center (HB 3423) 264,000"

The following is vetoed because this is a local project and should be supported at the local level. In addition, the project funds fixed location generators, which do not allow flexibility for mobile placement as needed in a disaster.

"Tallahassee, Leon County, Pre-Disaster Mitigation
Center (HB 2459) 1,000,000"

The following is vetoed because it circumvents the Department of Highway Safety and Motor Vehicles process for certifying driver education programs.

Specific Appropriation 2604
Page 351

"From the funds in Specific Appropriation 2604, \$300,000 of non-recurring funds from the Highway Safety Operating Trust Fund is provided to the American Bikers Aiming Toward Education of Florida, Inc. (ABATE) for the purpose of promoting motorcycle safety awareness through public information and education campaigns (Senate Form 1235)."

The following are vetoed because there is no documented need or request from the Department of Highway Safety and Motor Vehicles.

Specific Appropriation 2612
Pages 351 and 352

"From the funds in Specific Appropriation 2612, up to \$65,000 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided for expenses associated with contracting with the University of South Florida's Center for Urban Transportation Research to chair the Law Enforcement Work Group and provide a report on the recommendations of the work group to the Governor, the President of the Senate, and the Speaker of the House of Representatives, on or before January 1, 2018 (Senate Form 1874)."

Specific Appropriation 2616
Page 352

"From the funds in Specific Appropriation 2616, up to \$75,000 of nonrecurring funds from the Highway Safety Operating Trust Fund is provided to contract with the University of South Florida's Center for Urban Transportation Research to chair the Law Enforcement Work Group and provide a report on the recommendations of the work group to the Governor, the President of the Senate, and the Speaker of the House of Representatives, on or before January 1, 2018 (Senate Form 1874)."

Specific Appropriation 2632
Pages 353 and 354

"From the funds in Specific Appropriation 2632, \$150,000 in non-recurring funds from the Highway Safety Operating Trust Fund, shall be used by the Department of Highway Safety and Motor Vehicles to contract with the University of South Florida's Center for Urban Transportation Research to conduct a feasibility study to relocate the Florida Highway Patrol Academy, from Gadsden County to Polk County on the property or in the vicinity of the SunTrax facility at the Polytech University Campus. The study will include a cost analysis for the construction of a first class training facility for the Florida Highway Patrol and other law enforcement agencies statewide. This will include dorms, classrooms, cafeteria, administrative building, gymnasium/concourse, firing ranges, shooting and driving simulators, armory, K-9 training area, pursuit course and two driving pads for skid control. The study will include research into grants that are available for this purpose from the federal government. Recommendations shall be due to the Governor, President of the Senate, and Speaker of the House of Representatives on or before December 1, 2017 (Senate Form 2095)."

Specific Appropriation 2652
Pages 355 and 356

"From the funds in Specific Appropriation 2652, the department shall expend \$150,000 from the Highway Safety Operating Trust Fund to conduct an audit of independent entities as defined in section 319.30(1)(g), Florida Statutes, and motor vehicle brokers as defined in section 320.27(1)(d), Florida Statutes, to ascertain compliance with licensing requirements of motor vehicle dealers pursuant to section 320.27(1)(c), Florida Statutes. Based on the audit findings, the department shall submit a report on the compliance of current statutes to the Governor, the President of the Senate, and Speaker of the House of Representatives. The report shall additionally provide examples of specific violations, estimated number of violations, and recommendations to improve and ensure compliance by December 30, 2017."

Specific Appropriation 2656
Page 356

"From the nonrecurring funds in Specific Appropriation 2656, \$150,000 is provided to the Department of Highway Safety and Motor Vehicles to establish and implement, in collaboration with the Agency for State Technology, secure and uniform protocols and standards for issuing an optional digital proof of a driver license, as provided in section 327.032, Florida Statutes, and procure any application programming necessary for enabling a private entity to securely manufacture a digital proof of a driver license. The department may contract with one or more private entities to develop a digital proof of a driver license system."

The following is vetoed because there is no documented need or request from the Department of Management Services.

Specific Appropriation 2727
Page 364

"From the funds and positions provided in Specific Appropriation 2727, 26.50 positions with associated salary rate of 492,523 are provided to the Department of Management Services for custodial staffing services. The positions and rate shall be placed in reserve. The Department of Management Services may submit budget amendments pursuant to chapter 216, Florida Statutes, requesting the release of positions and salary rate. All budget amendment requests for the release of positions and salary rate are contingent upon the transfer of funds from Contracted Services or other appropriation categories to Salaries and Benefits to align with the positions and salary rate requested for release."

The following is vetoed because it circumvents the established process and has no statewide impact.

Specific Appropriation 2869B
Page 378

"2869B SPECIAL CATEGORIES
WAKULLA COUNTY STATEWIDE LAW ENFORCEMENT
RADIO SYSTEM (SLERS)
FROM GENERAL REVENUE FUND. 507,465

The funds provided in Specific Appropriation 2869B are provided for funding for a nonrecurring appropriations project related to HB 2001."

The following is vetoed because there is no documented need or request from the Agency of State Technology.

Specific Appropriation 2936
Page 386

"From the funds in Specific Appropriation 2936, \$100,000 is provided to the Agency for State Technology to contract with the Northwest Regional Data Center. The agency may consult with the Northwest Regional Data Center to assist the agency with transitioning its operations to accommodate an increased use of third party cloud computing services. The agency shall submit monthly reports on the status and activities of the transition to the Executive Office of the Governor's Office of Policy and Budget and the chairs of the Senate Appropriations Committee and the House of Representatives Appropriations Committee."

The following is vetoed because it is beyond the funding criteria outlined in statute.

Specific Appropriation 3034
Page 395

"From the funds in Specific Appropriation 3034, \$79,991 in non-recurring funds from the General Revenue Fund is provided for Aerial Photography (HB 2729)."

The following is vetoed because there is no documented need or request from the Department of Revenue.

Specific Appropriation 3048A
Pages 396 and 397

"3048A SPECIAL CATEGORIES
CHILD SUPPORT EMPLOYMENT AND VERIFICATION
TOOL
FROM GENERAL REVENUE FUND 800,000

From the funds in Specific Appropriation 3048A, \$800,000 in non-recurring general revenue is provided to the Department of Revenue to contract with a third-party vendor that provides asset information such as income, payment history, loans, and location of individuals for the purpose of collecting delinquent child support funds. The contract shall be awarded based upon a competitive solicitation process pursuant to section 287.057, Florida Statutes (HB 3539)."

The following are vetoed because these projects circumvent the established competitive review process where projects are evaluated and recommended.

Specific Appropriation 3107
Page 403

"Purchase of Artifacts from the Armed Forces Military Museum (HB 3895)	300,000
Okaloosa County Historical Museum Cooperative (HB 3849)	30,000"
"General Benardo de Galvez Monument Project (HB 3775)	100,000
McCullum Hall Preservation, Phase III in Lee County (Senate Form 2133)	500,000
Restoration Completion of the Historic Hernando School (HB 2145)	396,400
Historic Cocoa Village Playhouse, Inc. Brevard County (HB 3709)	272,661
Dixie Highway Landing Column Reconstruction in the City of Lakeland (Senate Form 2098)	50,000"

The following are vetoed because these projects circumvent the established competitive review process where projects are evaluated and recommended.

Specific Appropriation 3112A
Page 404

"Camp Matecumbe Historic Chapel Restoration (HB 3441)	275,000
Historic Gulfview Hotel Restoration (HB 3851)	300,000"
"Repairs to Port Boca Lighthouse (Senate Form 2211)	89,435"

The following are vetoed because these projects circumvent the established library grant review process.

Specific Appropriation 3127
Page 405

"From the funds in Specific Appropriation 3127, \$3,000,000 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio. Eligible uses of grant funds include: expanding services for learning and access to information and educational resources for individuals of all ages; developing library services that provide all users access to information through local, state, regional, national, and international electronic networks; creating centers for simulations and audio/video recording; providing centers for homeschooling, small business conference and training rooms, and creating partnerships the with CareerSource Florida Inc., the Regional Workforce Boards, the Small Business Development Center, and other entities to provide small business guidance and assistance with new and emerging business issues. The department may grant funds to entities meeting these eligibility requirements in an amount up to \$500,000 per entity annually.

From the funds in Specific Appropriation 3127, \$100,000 of non-recurring funds is provided for the Parkland Library Master Plan Expansion in Broward County (HB 3825)."

The following are vetoed because these projects circumvent the established competitive review process where projects are evaluated and recommended.

Specific Appropriation 3139
Pages 406 and 407

"St. Petersburg Warehouse Arts District Project (HB 2353)	400,000"
"African American History Museum at Historic Roosevelt High School, Palm Beach County (Senate Form 2131)	350,000
Education and Access to Performing Arts Program (HB 2351)	500,000
PIAG Museum (HB 4269)	263,000"

Specific Appropriation 3144A
Pages 407 and 408

"Orlando Science Center (HB 3615) 250,000"

SECTION 7 - JUDICIAL BRANCH

The following is vetoed because funding for improvements and repairs of county buildings are the responsibility of the local government.

Specific Appropriation 3166A
Page 411

... "\$300,000 in nonrecurring general revenue funds shall be used to fund repairs to the Nassau County Courthouse (HB 4407) and"...

The following are vetoed because caseload data shows that there is no workload justification for providing additional senior county court judges or support staff.

Specific Appropriation 3181
Page 413

"From the funds in Specific Appropriation 3181, \$104,000 from nonrecurring general revenue funds is provided for administrative support to senior judges as follows: \$52,000 for Citrus County and \$52,000 for Flagler County."

The following are vetoed because caseload data shows that there is no workload justification for providing additional senior county court judges or support staff.

Specific Appropriation 3186
Page 413

"From the funds in Specific Appropriation 3186, \$200,000 from nonrecurring general revenue funds is provided for full time senior judicial services as follows: \$100,000 for Citrus County and \$100,000 for Flagler County. These funds may not be used for senior judicial services in any other court."

The following is vetoed because there is no clear mechanism for objectively measuring and evaluating the return on the state's investment and has no statewide impact.

Specific Appropriation 3187
Page 414

"From the funds in Specific Appropriation 3187, \$250,000 in non-recurring general revenue funds is provided for Problem Solving Court - Driver's License Reinstatement Program (HB 3397)."

OTHER SECTIONS

The following is vetoed because it is not an appropriate use of state funds without a return on state taxpayer dollars.

Section 70
Page 433

"SECTION 70. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services from the General Revenue Fund for the removal of abandoned citrus groves in Specific Appropriation 1467 of chapter 2016-66, Laws of Florida, shall revert and is appropriated for Fiscal Year 2017-2018 to the Department of Agriculture and Consumer Services for the same purpose."

The following is vetoed because the project will be completed within a timeframe provided by the current Fiscal Year 2016-17 which allows projects of this type to be extended up to 90 days after the end of the fiscal year.

Section 77
Page 433

"SECTION 77. The unexpended balance of funds provided to the Fish and Wildlife Conservation Commission in Specific Appropriation 1758 of chapter 2016-66, Laws of Florida, for the Niceville

Public Landing and Bayou Restoration Access Facility (HB 3841) shall revert and is appropriated for Fiscal Year 2017-2018 to the Fish and Wildlife Conservation Commission for the same purpose.”

The following is vetoed because it did not go through the proper review process by the Department of Highway Safety and Motor Vehicles.

Section 91
Page 435

“SECTION 91. The unexpended balance of funds provided to the Department of Highway Safety and Motor Vehicles for the advanced data analytics and quality assurance service contract in Specific Appropriation 2627 of chapter 2016-66, Laws of Florida, in the amount of \$1,750,000, is reverted and is appropriated for the purpose of automating data analysis and optimizing resources within the department’s issuance systems.”

The following is vetoed because this project circumvents the Transportation Work Program process for evaluating aviation projects.

Section 92
Page 435

“SECTION 92. Airport/Roadway Infrastructure Improvements in Specific Appropriation 1906 of Ch. 2016-66, Laws of Florida, in the amount of \$1,000,000 is reverted and is appropriated for the same purpose. The Department of Transportation shall contract with the entity for the named project.”

The following is vetoed because the State Economic Enhancement and Development Trust Fund was specifically created by the Legislature as a funding source for economic development programs.

Section 94
Pages 435 and 436

“SEED Trust Fund 72,100,000”

The following is vetoed because revenues deposited in the trust fund are utilized for maintaining, enhancing, and performing necessary criminal justice services.

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
Operating Trust Fund 5,000,000”

The following are vetoed because revenues deposited in the trust funds are utilized for maintaining, enhancing, and performing necessary criminal justice services, including prosecutions, constitutional defense of indigent clients, consumer protections, and support services.

“FLORIDA DEPARTMENT OF LEGAL AFFAIRS
Legal Affairs Revolving Trust Fund 10,000,000
Crime Stoppers Trust Fund 5,000,000
Motor Vehicle Warrant Trust Fund 2,000,000”

In conclusion, as I have done every year since taking office, and in recognition of my continued commitment to the citizens of Florida, I am voluntarily reducing my salary to one cent per month for Fiscal Year 2017-18, as authorized in Section 8 of the General Appropriations Act, in which the Legislature has set the salary schedule for state officers and judges.

The portions of Senate Bill 2500 which are set forth herein with my objections are hereby vetoed, and all other portions of Senate Bill 2500 are hereby approved.

Sincerely,

Rick Scott
Governor

The bill, together with the Governor’s objections thereto, was referred to the Committee on Rules.

Secretary Ken Detzner
Secretary of State
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, FL 32399

June 20, 2017

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objection to Senate Bill 2512, enacted during the 119th Session of the Legislature of Florida, during the Regular Session of 2017 and entitled:

An act relating to Capitol Complex Advisory Council...

Florida’s capitol buildings not only serve as the center for state government, but also host thousands of visitors each year. It is vitally important that all building repairs and maintenance be made in the most cost-effective and efficient manner. This bill would create requirements that are duplicative of current processes and would add an unnecessary layer of red tape and bureaucracy. It is imperative that improvements to enhance the safety and access of Florida’s capitol buildings progress in the most efficient way possible to avoid unnecessary disruption or delay.

For the reasons stated above, I withhold my approval of Senate Bill 2512, and do hereby veto the same.

Sincerely,

Rick Scott
Governor

The bill, together with the Governor’s objections thereto, was referred to the Committee on Rules.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 17-202 (Executive Order of Suspension)

WHEREAS, Robert John Anderson is presently serving as a commissioner on the Board of Fire Commissioners for the Lehigh Acres Fire Control and Rescue District; and

WHEREAS, on July 21, 2017, Robert John Anderson was charged by Information with one count of Grand Theft, a third-degree felony in violation of section 812.014(2)(c), Florida Statutes, and one count of Scheme to Defraud, a third-degree felony in violation of section 817.034(4)(a)3., Florida Statutes., in case number 2017-CF-016830 in the Circuit Court of the Twentieth Judicial Circuit, in and for Lee County, Florida; and

WHEREAS, the Governor is authorized to suspend from office a member of the governing body of a special district exercising the powers and duties of a state or county officer who has been informed against for the commission of a state felony, pursuant to section 112.511(1), Florida Statutes, and Article IV, section 7(a), of the Florida Constitution; and

WHEREAS, it is in the best interests of the constituents of the Lehigh Acres Fire Control and Rescue District and the citizens of the State of Florida, that Robert John Anderson be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 112.511(1), Florida Statutes, and Article IV, section 7(a), of the Florida Constitution, find as follows:

- A. Robert John Anderson is, and at all times material hereto was, serving as a commissioner of the Board of Fire Commissioners for the Lehigh Acres Fire Control and Rescue District.
- B. The Board of Fire Commissioners for the Lehigh Acres Fire Control and Rescue District is a governing body of a special

district within the purview of the Governor's suspension authority pursuant to section 112.511, Florida Statutes.

- C. On July 21, 2017, Robert John Anderson was charged by Information with one count of Grand Theft, a third-degree felony in violation of section 812.014(2)(c), Florida Statutes, and one count of Scheme to Defraud, a third-degree felony in violation of section 817.034(4)(a)3., Florida Statutes, a copy of which is attached hereto and incorporated as if fully set forth in this Executive Order.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Robert John Anderson is suspended from the public office, which he now holds, to wit: Commissioner of the Board of Fire Commissioners for the Lehigh Acres Fire Control and Rescue District.

Section 2. Robert John Anderson is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capitol, Tallahassee, Florida, this 26th day of July, 2017.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Joe Negron
President of the Senate
409, The Capitol
Tallahassee, FL 32399-1100

January 9, 2018

Re: Suspension of:
ANDERSON, Robert John
Lehigh Acres Fire Control and Rescue District Commissioner

Dear President Negron:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Robert John Anderson.

By Executive Order Number 17-202 filed with the Secretary of State on July 17, 2017, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Robert John Anderson as a Lehigh Acres Fire Control and Rescue District Commissioner in Lee County, Florida, alleging that he committed one count of Grand Theft, in violation of s. 812.014(2)(c), F.S., and one count of Scheme to Defraud in violation of s. 817.034(4)(a)3., F.S. Those allegations arise out of felony charges pending against Mr. Anderson in Case Number 2017-CF-016830 in the Circuit Court of the Twentieth Judicial Circuit, in and for Lee County, Florida. In that same court, Mr. Anderson was convicted of Grand Theft, a third degree felony, in Case Number 2016-CF-00327, on December 14, 2017.

Because Mr. Anderson was convicted of a felony, he is ineligible to hold public office unless or until his civil rights have been restored. A convicted felon may not have his or her rights restored until at least 5 years after the completion of any sentence imposed by the court. Mr. Anderson's term of office runs through the election for that seat in the year 2020. In light of the foregoing, Mr. Anderson would not be eligible to apply for restoration of rights until after the expiration of his term of office. Therefore, this matter is moot.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2018 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,

Keith Perry
Chair

EXECUTIVE ORDER NUMBER 17-273

(Executive Order of Suspension)

WHEREAS, Kirk Reams is currently serving as the Clerk of Court of Jefferson County, Florida; and

WHEREAS, an investigation by the Florida Department of Law Enforcement ("FDLE") has revealed Kirk Reams improperly used his official position to gain access to a government facility after business hours in February 2013 for the purpose of engaging in inappropriate conduct with a paramour therein; and

WHEREAS, the FDLE investigation further revealed Kirk Reams misappropriated the resources of his public office between January 2013 and February 2014 by providing the paramour with unauthorized access to, and personal use of, a government laptop computer purchased and owned by the Jefferson County Commission; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, or commission of a felony; and

WHEREAS, it is in the best interests of the residents of Jefferson County, and the citizens of the State of Florida, that Kirk Reams be immediately suspended from the public office he now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

- A. Kirk Reams is, and at all times material hereto, was serving as the Clerk of Court of Jefferson County, Florida.
- B. The office of Clerk of Court of Jefferson County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.
- C. An investigation by the Florida Department of Law Enforcement revealed Kirk Reams committed malfeasance and/or misfeasance in the abuse of his position of public trust through the improper acts described above, as evidenced by the Affidavit in Support of Arrest Warrant attached hereto, which is incorporated as if fully set forth in this Executive Order.
- D. Kirk Reams has been arrested and charged with one count of Petit Theft (\$100 or more), a first-degree misdemeanor in violation of section 812.014(2)(e), Florida Statutes, as evidenced by the Warrant attached hereto, which is incorporated as if fully set forth in this Executive Order.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Kirk Reams is suspended from the public office that he now holds, to wit: Clerk of Court of Jefferson County, Florida.

Section 2. Kirk Reams is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 18th day of October, 2017.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION
BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Acupuncture	Appointee: Heine, Raymond David, III, Altamonte Springs	10/31/2020
Barbers' Board	Appointees: Munchalfen, Antonett, Tampa	10/31/2020
	Nibaldi, Michelino G., Delray Beach	10/31/2020
Florida State Boxing Commission	Appointees: Mallare-Pike, Christina Marie, Plant City	09/30/2019
	Williams, Mark M., Lynn Haven	09/30/2019
Florida Building Commission	Appointees: Carlson, E. Jay, Port Charlotte	02/11/2021
	Compton, David L., Lutz	01/13/2021
Board of Chiropractic Medicine	Appointees: Heagy, Danita Thomas, St. Augustine	10/31/2020
	Weingarten, Mindy A., Harbor Oaks	10/31/2020
Florida Citrus Commission	Appointee: Pines, Francisco J., Pinecrest	05/31/2019
Regulatory Council of Community Association Managers	Appointee: Pyott, Gary Lee, Aventura	10/31/2020
Board of Trustees of Chipola College	Appointee: Dean, James R., Marianna	05/31/2021
Board of Trustees of Florida SouthWestern State College	Appointee: Laishley, Bruce, Punta Gorda	05/31/2018
Board of Trustees of Florida State College at Jacksonville	Appointees: Bell, Michael M., Fernandina Beach	05/31/2021
	Hawkins, David Hunt, Jacksonville	05/31/2019
Board of Trustees of Florida Keys Community College	Appointees: Domenech, John, Big Pine Key	05/31/2020
	Suga, Sheldon, Duck Key	05/31/2017
Board of Trustees of State College of Florida, Manatee-Sarasota	Appointees: DiMaio, Dominic A., Jr., Bradenton	05/31/2020
	Dorfman, Richard, Sarasota	05/31/2020
Board of Trustees of Pasco-Hernando State College	Appointees: Knight, Tracy, Confidential pursuant to s. 119.071(4), F.S.	05/31/2019
Board of Trustees of St. Johns River State College	Appointees: Harrington, Jeffrey E., Confidential pursuant to s. 119.071(4), F.S.	05/31/2019
	Hernandez, Alvaro A., Odessa	05/31/2018
Board of Trustees of St. Petersburg College	Appointees: Pearson-Adams, Marilyn, Brooksville	05/31/2021
Board of Trustees of St. Johns River State College	Appointee: Garrison, Samuel P., Fleming Island	05/31/2018
Board of Trustees of St. Petersburg College	Appointees: Bello, Bridgette, Seminole	05/31/2019
	Cole, Katherine E., Belleair	05/31/2017
Board of Trustees of St. Petersburg College	Appointees: Cole, Katherine E., Belleair	05/31/2021
<i>Office and Appointment</i>		<i>For Term Ending</i>
Construction Industry Licensing Board	Appointees: Cawthon, Franklin Hill, Jr., Windermere	10/31/2018
	Feaster, Ted W., Ocala	10/31/2019
Education Practices Commission	Appointees: Laney, Edgar L., Jr., Jacksonville	10/31/2019
	Lawson, Keith O., II, Tallahassee	10/31/2020
Florida Elections Commission	Appointees: Maphis, Robert Lewis, III, Windermere	10/31/2017
	Strickland, Michael W., Sr., Lakeland	10/31/2020
Electrical Contractors' Licensing Board	Appointees: Ameeraly, Aadil, Davie	07/13/2021
	Lowe, James Garry, Confidential pursuant to s. 119.071(4), F.S.	08/18/2020
Florida Housing Finance Corporation	Appointees: Pietkiewicz, Nicholas, Ft. Myers	09/30/2020
	Rose, Jillian, Jacksonville	09/30/2020
Florida Commission on Human Relations	Appointees: Trop-Roberts, Elizabeth, Hollywood	07/31/2020
Board of Employee Leasing Companies	Appointee: Smith, Kymberlee C., Cooper City	12/31/2020
Board of Professional Engineers	Appointees: Krak, Kathleen Meagher, Confidential pursuant to s. 119.071(4), F.S.	10/31/2020
Florida Inland Navigation District	Appointees: Komuroji, Raja Shekhar Swamy, Tallahassee	10/31/2020
Board of Occupational Therapy Practice	Appointees: Shah, Pankaj, Clearwater	10/31/2020
	Varghese, Babu, Davie	10/31/2020
Board of Orthotists and Prosthetists	Appointees: Green-Cobb, LaTasha, Confidential pursuant to s. 119.071(4), F.S.	11/13/2020
	Leifried, Creston, Chuluota	11/13/2018
Board of Osteopathic Medicine	Appointees: Elam, Donna M., Wellington	09/30/2020
	Goldenberg, Dianne, Lake Worth	09/30/2019
Board of Physical Therapy Practice	Appointees: Jenkins, Tony, Orlando	09/30/2018
	Singer, Gilbert M., Tampa	09/30/2018
Board of Medicine	Appointees: Blow, John Carl, St. Augustine	01/09/2021
	Cuozzo, Donald J., Jensen Beach	01/09/2021
Board of Pinellas County	Appointees: Gernert, Frank E., Ft. Lauderdale	01/09/2021
	Williams, Lynn, Fernandina Beach	01/09/2021
Board of Medicine	Appointees: Haridopolos, Stephanie E., Melbourne	10/31/2020
	London, Robert Adam, Maitland	10/31/2020
Board of Occupational Therapy Practice	Appointees: TerKonda, Sarvam P., Jacksonville	10/31/2020
Board of Physical Therapy Practice	Appointees: Calvo, Daniel, Lakeland	10/31/2017
	German, Tameka R., Tallahassee	10/31/2020
Board of Physical Therapy Practice	Appointee: Tasso, Kay H., Ponte Vedra	10/31/2020

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Pilot Commissioners Appointee: Benson, Robert W., Plantation	10/31/2020	Secretary of Transportation Appointee: Dew, Michael J., Tallahassee	Pleasure of Governor
Tampa Port Authority Appointee: Griffin, Michael E., Tampa	11/15/2019	Referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Transportation; and Ethics and Elections.	
Florida Prepaid College Board Appointee: Rood, John Darrell, St. Augustine	06/30/2017		<i>For Term Ending</i>
Florida Real Estate Commission Appointee: Schwartz, Randy James, Winter Springs	10/31/2020	<i>Office and Appointment</i>	
Apalachee Regional Planning Council, Region 2 Appointee: Stoutamire, J. C. Davis, Hosford	10/01/2018	Florida Public Service Commission Appointees: Clark, Gary F., Chipley Graham, Art, Jacksonville Beach	01/01/2019 01/01/2022
State Retirement Commission Appointees: Ciupalo, Holger, Tallahassee Napier, Thomas E., Tallahassee	12/31/2019 12/31/2020	Referred to the Committees on Communications, Energy, and Public Utilities; and Rules; and Ethics and Elections.	<i>For Term Ending</i>
Board of Speech-Language Pathology and Audiology Appointee: Jordan, Sherry S., Windermere	10/31/2019	<i>Office and Appointment</i>	
Big Cypress Basin Board of the South Florida Water Management District Appointees: Kitchener, Marielle, Naples Waters, Daniel, Naples	03/01/2020 03/01/2020	State Board of Education Appointee: Gibson, Benjamin J., Tallahassee	12/31/2020
Workers' Compensation Panel Appointee: Robbins, Jason S., Merritt Island	Pleasure of Governor	Board of Governors of the State University System Appointees: Jordan, Darlene L., Palm Beach Kitson, Sydney William, West Palm Beach Levine, Alan M., Johnson City	01/06/2024 01/06/2024 01/06/2024
Referred to the Committee on Ethics and Elections.		Board of Trustees, Florida International University Appointee: Colson, Dean C., Miami	01/06/2021
<i>Office and Appointment</i>	<i>For Term Ending</i>	Board of Trustees, Florida Polytechnic University Appointee: Wendt, Gary C., Ft. Lauderdale	06/30/2017
Secretary of Management Services Appointee: Rock, Erin Marie-Geraghty, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor	Referred to the Committees on Education; and Ethics and Elections.	
Referred to the Committees on Appropriations Subcommittee on General Government; and Governmental Oversight and Accountability; and Ethics and Elections.		<i>Office and Appointment</i>	<i>For Term Ending</i>
<i>Office and Appointment</i>	<i>For Term Ending</i>	Secretary of Environmental Protection Appointee: Valenstein, Noah, Tallahassee	Pleasure of Governor and Cabinet
Secretary of the Department of the Lottery Appointee: Poppell, James "Jim" W., Tallahassee	Pleasure of Governor	Fish and Wildlife Conservation Commission Appointee: Sole, Michael W., Tequesta	08/01/2021
Referred to the Committees on Appropriations Subcommittee on General Government; and Regulated Industries; and Ethics and Elections.		Governing Board of the Northwest Florida Water Management District Appointees: Costello, Jonathan M., Tallahassee Everett, Ted, Chipley Pate, Jerome K., Pensacola Spring, Samuel R., Port St. Joe	03/01/2020 03/01/2021 03/01/2021 03/01/2020
<i>Office and Appointment</i>	<i>For Term Ending</i>	Governing Board of the St. Johns River Water Management District Appointees: Bournique, Douglas C., Vero Beach Burnett, Douglas, St. Augustine Dolan, Susan S., Sanford Price, Janet, Fernandina Beach	03/01/2020 03/01/2021 03/01/2021 03/01/2018
Executive Director of South Florida Water Management District Appointee: Marks, Ernie, III, Palm City	Pleasure of the Board	Governing Board of the South Florida Water Management District Appointees: Fernandez, Federico E., Coral Gables O'Keefe, Daniel T., Windermere Tucker, Brandon D., Palm City Weisinger, Max "Jaime," Ft. Myers	03/01/2020 03/01/2020 03/01/2021 03/01/2021
Executive Director of Suwannee River Water Management District Appointee: Thomas, Hugh L., Bell	Pleasure of the Board	Governing Board of the Southwest Florida Water Management District Appointees: Beswick, Bryan K., Arcadia Henslick, John R., Myakka City Murphy, James G., Lakeland Schleicher, Joel A., Sarasota	03/01/2020 03/01/2021 03/01/2021 03/01/2019
Referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Environmental Preservation and Conservation; and Ethics and Elections.			

Office and Appointment

Smith, Rebecca J., Tampa	03/01/2021
Taylor, Mark Christopher, Brooksville	03/01/2020
Williamson, Michelle D., Dover	03/01/2020

Governing Board of the Suwannee River Water Management District

Appointees: Johns, Virginia H., Gainesville	03/01/2021
Sanchez, Virginia Marsh, Old Town	03/01/2021

Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.

Office and Appointment

Investment Advisory Council	
Appointee: McGould, Sean, North Palm Beach	02/01/2020

Executive Director, Agency for State Technology

Appointee: Larson, Eric, Tallahassee	Pleasure of Governor
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Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

Office and Appointment

Secretary of Business and Professional Regulation	
Appointee: Zachem, Jonathan, Tallahassee	Pleasure of Governor

Referred to the Committees on Regulated Industries; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1522.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1524.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC17-1936

IN RE: CERTIFICATION OF NEED FOR ADDITIONAL JUDGES.

[November 22, 2017]

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need for additional judges in fiscal year 2018/2019 and to certify our "findings and recommendations concerning such need" to the Legislature.¹ Certification is "the sole mechanism established by our constitution for a systematic and uniform assessment of this need." *In re Certification of Need for Additional Judges*, 889 So. 2d 734, 735 (Fla.

2004). In this opinion, we are certifying a need for two additional circuit court judges, two additional county court judges, and none in the district courts of appeal as discussed below. We are also decertifying the need for thirteen county court judgeships.

TRIAL COURTS

The Florida Supreme Court continues to use a weighted caseload system as a primary basis for assessing judicial need for the trial courts.² Using this objective threshold standard, we have examined case filing and disposition data, analyzed various judicial workload indicators, applied a three-year average judicial need, and considered judgeship requests submitted by the lower courts including all secondary factors identified by each chief judge for support of their requests. We have also incorporated a rigorous judicial workload per judge threshold analysis and an allowance for administrative time spent by chief judges and county court time spent on county election canvassing boards. Applying this methodology, this Court certifies the need for four additional judgeships statewide, two of which are in circuit court and two in county court. *See* Appendix. We are also decertifying thirteen county court judgeships. *See* Appendix.

As noted in previous opinions, our judges and court staff continue to work diligently to administer justice, promptly resolve disputes, and ensure that children, families, and businesses receive the proper amount of judicial attention for their cases. They do so despite a demonstrated need for additional judges since 2007 and with a smaller staffing complement.

Our most recent analysis of trial court statistics from fiscal year 2015/2016 to preliminary data for fiscal year 2016/2017 indicates a ten percent increase in county civil filings (excluding civil traffic infractions), a five percent increase in circuit civil filings (excluding real property/mortgage foreclosures), a three percent increase in probate filings, and a two percent increase in dependency filings. At the same time, criminal traffic filings (including driving under the influence) declined by 16 percent, civil traffic infractions declined by six percent, county criminal filings declined by five percent, juvenile delinquency filings declined by five percent, and felony filings experienced a two percent decline.

Similar downward filing trends are occurring nationally and we continue to closely monitor filing trends throughout the state as filings relate to judicial case weights and influence workload analysis. It is notable, however, that the opioid epidemic is severely impacting communities in Florida and across the country. Ninety-one Americans die every day from an opioid overdose.³ This epidemic has influenced Florida's child welfare system and has resulted in an increased number of dependency court cases throughout the state. Many trial courts have established Early Childhood Courts for families affected by the opioid epidemic by offering a continuum of evidence-based services, including Child-Parent Psychotherapy—an intervention aimed at healing trauma. According to the Florida Department of Law Enforcement, Florida Medical Examiners Report, in 2016, six of the seven Florida counties with the most opioid-related deaths have an Early Childhood Court in place.⁴

Notwithstanding the decreases to some filing categories, our judicial workload-per-judge analysis indicates that additional circuit court and county court judgeships are necessary in some areas.

Chief judges have identified many workload trends that are affecting court operations throughout the state. Several of the chief judges cited the additional workload associated with the continuing expansion of problem-solving courts (e.g., Adult Drug Court, Veterans' Court, Mental Health Courts, and Early Childhood Courts). We recognize that various studies have shown that well-conducted problem-solving courts, such as drug courts, have been shown to reduce recidivism and provide better outcomes for participants.⁵ Yet, these courts also require significantly more judicial time on the front end due to more frequent status hearings and multidisciplinary team meetings, typically over an extended period of time. Other chief judges noted the impact of complex civil litigation, high jury trial rates, and self-represented litigants. Collectively, these factors affect court time and court resources.

The chief judges have also noted that the number and frequency of court interpreting events protract case disposition times. Florida is an ethnically and culturally diverse state with thousands of non-English speaking residents who access our courts each year. This demand is

expected to increase in coming years. This Court is mindful of the demographic changes occurring in Florida and has implemented rigorous steps to ensure that the quality of court interpreting services remains high by requiring credentialed interpreters to provide interpreting services⁶ and also by implementing video remote interpreting services in ten circuits using credentialed interpreters which we would like to expand further. The application of this technology demonstrates the court system's commitment to cost containment, innovation, and improved service delivery, while meeting due process of law requirements.

Similar efforts are occurring using software applications such as Open Court and the Integrated Case Management System developed by the Eighth Judicial Circuit. Both software platforms are open source and have tremendous potential for cost containment and the avoidance of vendor dependency issues associated with the purchase of specialized technology. We encourage the Legislature to favorably consider our Legislative Budget Request⁷ for technology as it demonstrates the judicial branch's commitment to apply technology in our service delivery staffing models, to help minimize our requests for additional full-time equivalent positions.

Nevertheless, chief judges advise that the lack of sufficient support staff positions contributes to slower case processing times, crowded dockets, and longer waits to access judicial calendars. Additional case management staff is a priority for the judicial branch. Accordingly, we fully support the trial courts' Legislative Budget Request⁸ that seeks additional funding for case managers, as these positions are integral to case disposition, docket management, and pending caseload reduction.

On a related matter, chief judges have advised us that because in-court administrative staff, both case managers and in-court clerk's office staff, has been either reduced or eliminated due to budget reductions, many trial court judges are now performing in-court administrative duties such as managing the court record, handling exhibits, swearing witnesses, filing documents, and making notations in the case management systems. Judges performing ministerial and administrative functions is not the best use of judicial time and supports the need for additional case management assistance that is best supplied by case managers.

Several of the chief judges also advised that they are experiencing difficulty in securing senior judges to serve within their circuits. While the Court believes that our senior judge day allotment may be sufficient, there simply are not enough senior judges available to take the assignments. We remain concerned that the one-year sit-out provision for retiring judges is therefore impeding the court system's ability to secure senior judges in different regions throughout the state. We encourage the Legislature to revisit the one-year sit-out requirement, as it is detrimental to Florida's court system and the administration of justice.

Our analysis, using the previously described judicial workload per judge threshold methodology, indicates that there is a positive need for additional circuit court and county court judgeships. In those circuits and counties where the need exceeds the current number of authorized judicial positions, the workload impact can vary depending on the total number of judges in a circuit available to absorb the excess work. Our threshold methodology suggests a judicial need when the ratio per judge is greater than 1.10. In practical terms, this means that judges must share excess workload, leaving each judge with a total of 1.10 full-time equivalent of judicial work prior to a circuit court or county court being considered for a new judgeship.

The analysis also revealed that judicial need is less than the current number of authorized positions among county court judgeships. That determination is made through an examination of quantitative and qualitative secondary factors. A reduction in judicial need is initially presumed to occur in any court where the workload per judge is below 0.90. Judicial positions should be subtracted until the ratio is at or above 0.90. To better assess whether we should decertify any trial court judgeships, we conducted an analysis of secondary factors identified by the chief judge of each affected county. The factors that might weigh against decertification included geography, number of branch court-houses, access to justice concerns, and other factors listed in the Florida Rules of Judicial Administration.⁹ After careful consideration of all factors, we are certifying the need for two additional circuit court judgeships in the Ninth Judicial Circuit and two additional county court judgeships in Hillsborough County.

Applying these same factors, we are also decertifying county court judgeships in the following counties: one county court judgeship in Alachua County, three county court judgeships in Brevard County, one county court judgeship in Charlotte County, one county court judgeship in Collier County, one county court judgeship in Escambia County, one county court judgeship in Leon County, one county court judgeship in Monroe County, two county court judgeships in Pasco County, one county court judgeship in Polk County, and one county court judgeship in Putnam County. With the exception of Monroe County, where we are decertifying only one of the two county court judgeships that could potentially be decertified, the decertification includes counties we monitored last year that continue to demonstrate a negative need for two consecutive review cycles. Due to the impact of Hurricane Irma in Key West and the uncertainties related to litigation expected to occur in its aftermath, we will monitor the county court workload in Monroe County for an additional year as that county recovers and stabilizes.

Over the next twelve months, we will be closely monitoring the judicial workload of one circuit and nine counties¹⁰ that demonstrate a negative need, but also identified supplemental factors recognized in rule 2.240, which influence against decertification, to determine whether additional decertifications should occur in next year's certification of need opinion.

It is important to note that we did not certify the need for an additional county court judgeship in three counties where they were requested (Citrus, Flagler, and Lee) and we certified only two county judgeships in Hillsborough, rather than the three requested, even though in all four requesting counties the judicial workload per judge demonstrates a need. We recognize that those county judges are currently shouldering what our data indicate to be more than a full-time judicial workload. Citrus, Hillsborough, and Lee counties demonstrated a current need, but were not certified additional judgeships, or in Hillsborough's case is being certified one fewer judgeship than requested, due to the continued decline in each county's judicial workload when compared to last year. Citrus County workload declined by fourteen percent, Hillsborough County workload declined by four percent, and Lee County workload declined by seven percent. Considering the possibility that this downward trend will continue, if this Court certified the need for an additional county court judgeship this year, we might be obligated to decertify the same county court judgeship in the near future. In Flagler County, the county court judicial workload per judge increased two percent when compared to last year. However, if an additional county court judgeship were certified this year, Flagler County's judicial workload per judge would fall below the 0.90 threshold, thus putting this Court in the position of potentially decertifying the same county court judgeship in next year's opinion.

The Court does not take these steps lightly; rather, we do so recognizing that we must remain consistent in our application of the workload methodology and our obligations under Article V, section 9, of the Florida Constitution.

DISTRICT COURTS OF APPEAL

In keeping with our policy of not requesting judgeships unless qualified and requested by the chief judge of a district court, we do not certify the need for any additional district court judges.

In the fiscal year 2017/2018 certification opinion, the Court expressed a concern with the judicial workload indicating possible overstaffing in the Third District Court of Appeal. See *In re Certification of Need for Additional Judges*, 206 So. 3d 22, 36 (Fla. 2016). In addition, the Court requested input from the Third District Court of Appeal regarding staffing since that court does not employ a central staff model. *Id.*

We appreciate the thorough response to our inquiries from the chief judge of the Third District Court of Appeal. According to that response, the judicial workload within the Third District Court of Appeal includes a large amount of complex cases. The court handles multiple appeals and petitions involving complex business litigation, class actions, forum non conveniens, tobacco liability cases, bad faith insurance claims, and public development. Forum non conveniens cases are often difficult because they include competing legal opinions regarding the law of foreign countries.

The percentage of cases heard at oral argument in the Third District Court of Appeal was also double the figures for the other district courts of appeal, as documented by OPPAGA in its report issued in February of this year.¹¹ Additionally, Miami-Dade has been a primary destination

for immigrant juveniles for the last two fiscal years. These cases present the judges in the Third District Court of Appeal with substantive legal questions and due process issues that merit and receive additional time and attention.

CONCLUSION

We have conducted both a quantitative and qualitative assessment of trial court and appellate court judicial workload. Using the case-weighted methodology and the application of other factors identified in Florida Rule of Judicial Administration 2.240, we certify the need for four additional trial court judges in Florida, consisting of two in circuit court and two in county court, as set forth in the appendix to this opinion. We are also recommending the decertification of thirteen county court judgeships, also identified in the appendix, and we certify no need for additional judges in the district courts of appeal.

It is so ordered.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON, and LAWSON, JJ., concur.

Original Proceeding – Certification of Need for Additional Judges

APPENDIX

Trial Court Need

Circuit	Circuit Court Certified Judges	County	County Court Certified Judges	County Court Decertified Judges
1	0	Escambia	0	1
2	0	Leon	0	1
3	0	N/A	0	0
4	0	N/A	0	0
5	0	N/A	0	0
6	0	Pasco	0	2
7	0	Putnam	0	1
8	0	Alachua	0	1
9	2	N/A	0	0
10	0	Polk	0	1
11	0	N/A	0	0
12	0	N/A	0	0
13	0	Hillsborough	2	0
14	0	N/A	0	0
15	0	N/A	0	0
16	0	Monroe	0	1
17	0	N/A	0	0
18	0	Brevard	0	3
19	0	N/A	0	0
20	0	Charlotte Collier	0 0	1 1
Total	2	Total	2	13

1. Article V, section 9, of the Florida Constitution provides in pertinent part:

Determination of number of judges.—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need.

2. Our certification methodology relies primarily on case weights and calculations of available judge time to determine the need for additional trial court judges. See Fla. R. Jud. Admin. 2.240.

3. Centers for Disease Control and Prevention, Understanding the Epidemic, (last updated August 30, 2017), <https://www.cdc.gov/drugoverdose/epidemic/index.html>.

4. Florida Behavioral Health Association, Florida's Opioid Crisis, (January 2017), available at http://www.fadaa.org/links/Opioid%20Media%20Kit_FINAL.pdf.

5. Shannon M. Carey, et al., What Works? The Ten Key Components of Drug Court: Research-Based Best Practices, 8 Drug Court Review 6, 6-42 (2012); Christopher Lowenkamp & Edward Latessa, Evaluation of Ohio's CCA Funded Programs (2005) (unpublished report) (University of Cincinnati, Division of Criminal Justice); Deborah Koetzle Shaffer, Looking Inside the Black Box of Drug Courts: A Meta-Analytic Review, 28 Justice Quarterly 493, 493-521 (2011).

6. See In re Amends. to Fla. Rules for Certification & Regulation of Spoken Language Court Interpreters, 176 So. 3d 256, 257 (Fla. 2015).

7. The Florida State Courts System's Legislative Budget Request for Fiscal Year 2018/2019 is available on the Florida Fiscal Portal at <http://floridafiscalportal.state.fl.us/>.

8. The Florida State Courts System's Legislative Budget Request for Fiscal Year 2018/2019 is available on the Florida Fiscal Portal at <http://floridafiscalportal.state.fl.us/>.

9. See Fla. R. Jud. Admin. 2.240(b)(1)(B).

10. Eighth Judicial Circuit, Brevard County, Collier County, Duval County, Leon County, Miami-Dade County, Monroe County, Pinellas County, Polk County, and Volusia County.

11. See Florida Legislature, Office of Program Policy Analysis and Government Accountability, A Review of the Florida District Courts of Appeal Boundaries and Workload, Report No. 17-05, February 2017, <http://www.oppaga.state.fl.us/Summary.aspx?reportNum=17-05>.

COMMITTEES OF THE SENATE

(As released January 8, 2018)

Agriculture

Senator Grimsley, Chair; Senator Rader, Vice Chair; Senators Baxley, Farmer, Hukill, Mayfield, Powell, Rouson, and Steube

Appropriations

Senator Bradley, Chair; Senator Flores, Vice Chair; Senators Baxley, Bean, Benacquisto, Book, Bracy, Brandes, Braynon, Gainer, Galvano, Gibson, Grimsley, Montford, Passidomo, Powell, Simmons, Simpson, Stargel, and Stewart

Appropriations Subcommittee on Criminal and Civil Justice

Senator Brandes, Chair; Senator Bracy, Vice Chair; Senators Baxley, Bean, Flores, Perry, and Rodriguez

Appropriations Subcommittee on Finance and Tax

Senator Stargel, Chair; Senator Garcia, Vice Chair; Senators Campbell, Perry, Rodriguez, and Steube

Appropriations Subcommittee on General Government

Senator Simmons, Chair; Senator Bean, Vice Chair; Senators Broxson, Campbell, Gainer, Garcia, Mayfield, Powell, Rodriguez, Taddeo, and Torres

Appropriations Subcommittee on Health and Human Services

Senator Flores, Chair; Senator Stargel, Vice Chair; Senators Baxley, Book, Passidomo, Rader, and Rouson

Appropriations Subcommittee on Higher Education

Senator Galvano, Chair; Senator Perry, Vice Chair; Senators Bradley, Farmer, Lee, Simpson, and Stewart

Appropriations Subcommittee on Pre-K - 12 Education

Senator Passidomo, Chair; Senator Young, Vice Chair; Senators Broxson, Farmer, Grimsley, Lee, Montford, Rouson, and Steube

Appropriations Subcommittee on the Environment and Natural Resources

Senator Book, Chair; Senator Hukill, Vice Chair; Senators Braynon, Garcia, Hutson, Mayfield, and Stewart

Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Simpson, Chair; Senator Powell, Vice Chair; Senators Benacquisto, Bradley, Gainer, Galvano, Gibson, Rader, Stargel, and Thurston

Banking and Insurance

Senator Flores, Chair; Senator Steube, Vice Chair; Senators Bracy, Bradley, Braynon, Broxson, Gainer, Garcia, Grimsley, Taddeo, and Thurston

Children, Families, and Elder Affairs

Senator Garcia, Chair; Senator Torres, Vice Chair; Senators Broxson, Campbell, and Steube

Commerce and Tourism

Senator Montford, Chair; Senator Gainer, Vice Chair; Senators Gibson, Hutson, Passidomo, Rodriguez, Stargel, and Young

Communications, Energy, and Public Utilities

Senator Bean, Chair; Senator Montford, Vice Chair; Senators Broxson, Campbell, Grimsley, Stargel, and Young

Community Affairs

Senator Lee, Chair; Senator Bean, Vice Chair; Senators Brandes, Campbell, Perry, Rodriguez, and Simmons

Criminal Justice

Senator Bracy, Chair; Senator Baxley, Vice Chair; Senators Bean, Bradley, Brandes, Grimsley, and Rouson

Education

Senator Hukill, Chair; Senator Mayfield, Vice Chair; Senators Book, Farmer, Galvano, Lee, Perry, Simmons, Simpson, Stewart, and Thurston

Environmental Preservation and Conservation

Senator Bradley, Chair; Senator Stewart, Vice Chair; Senators Bean, Book, Farmer, Flores, Hukill, Hutson, Simmons, and Taddeo

Ethics and Elections

Senator Perry, Chair; Senator Brandes, Vice Chair; Senators Braynon, Hutson, Lee, Passidomo, Rodriguez, and Torres

Governmental Oversight and Accountability

Senator Baxley, Chair; Senator Mayfield, Vice Chair; Senators Galvano, Rader, Rouson, Stargel, and Stewart

Health Policy

Senator Young, Chair; Senator Passidomo, Vice Chair; Senators Benacquisto, Book, Hukill, Hutson, Montford, and Powell

Judiciary

Senator Steube, Chair; Senator Benacquisto, Vice Chair; Senators Bracy, Bradley, Flores, Garcia, Gibson, Mayfield, Powell, and Thurston

Regulated Industries

Senator Hutson, Chair; Senator Hukill, Vice Chair; Senators Benacquisto, Bracy, Brandes, Braynon, Gibson, Steube, Thurston, and Young

Rules

Senator Benacquisto, Chair; Senator Braynon, Vice Chair; Senators Book, Bradley, Brandes, Flores, Galvano, Lee, Montford, Perry, Rodriguez, Simpson, and Thurston

Transportation

Senator Gainer, Chair; Senator Rouson, Vice Chair; Senators Baxley, Galvano, Hukill, Rader, and Taddeo

Joint Legislative Committees:**Joint Administrative Procedures Committee**

Senator Rader, Alternating Chair; Senators Campbell, Gainer, Garcia, and Perry

Joint Committee on Public Counsel Oversight

Senator Broxson, Alternating Chair; Senators Hukill, Steube, Stewart, Torres, and Young

Joint Legislative Auditing Committee

Senator Mayfield, Alternating Chair; Senators Baxley, Gibson, Passidomo, and Thurston

Joint Select Committee on Collective Bargaining

Senator Powell, Alternating Chair; Senators Baxley, Grimsley, Passidomo, and Rouson

Joint Legislative Budget Commission

Senator Bradley, Alternating Chair; Senators Benacquisto, Braynon, Flores, Galvano, Powell, and Simpson

COMMUNICATION

November 1, 2017

Mr. President,

Effective today, I hereby resign from the Florida Senate.

Jeff Clemens
District 31

The Honorable Joe Negron, President
The Florida Senate
404 S. Monroe St., 405 Capitol
Tallahassee, FL 32399

December 20, 2017

Dear President Negron:

It has been my honor to serve my constituents in the Tampa Bay area in the Florida Senate for 15 of the last 23 years. I have worked hard and tried to do what I thought was in their best interests and those of the State of Florida. I have never intentionally dishonored my family, my constituents or the Florida Senate.

Our country has been caught up in a movement to shine a spotlight on behavior that dishonors women. Even though I have spent my entire career helping women advance in public service, such as the 14 current female judges in the Sixth Circuit whose campaigns I ran, my political adversaries have latched onto this effort to rid our country of sexual harassment to try to rid the Florida Senate of me. As a husband, father, and grandfather of women, I have been steadfast in my efforts to promote them professionally, but perhaps I haven't kept up with political correctness in my comments as well as I should have.

I have maintained that the charges in the original complaint are fabrications and say that still today. Unfortunately, except in the one instance where there were third party witnesses, the Special Master took the word of the accuser over mine on every count. He also went outside the realm of the original complaint and unknown to me introduced an entirely new issue into the process that I had no ability to challenge or rebut.

That was followed this morning by supposed leaders in the Republican Party calling for me to resign. All of this occurs today even though we still have anonymous accusers with no opportunity for me to have the privilege our U.S. Constitution affords to confront our accusers in cross examination.

But, I have had enough. If this is the process our Party and Senate leadership desires, then I have no interest in continuing to serve with you. I, therefore, will resign my seat in the Florida Senate at midnight, January 5, 2018.

I regret that my district will not be represented during the session but the timing has not been mine. I feel that if I avail myself of the constitutional protections that all Americans believe we have, the session will end up accomplishing nothing else for all other Floridians.

May God Bless us all!

Yours truly,

Jack Latvala
District 16

ENROLLING REPORTS

SCR 1522 and SCR 1524 have been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on January 9, 2018.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of June 9, 2017, Special Session A, was corrected and approved.

ADJOURNMENT

Pursuant to the motion by Senator Benacquisto previously adopted, upon dissolution of the joint session at 12:13 p.m., the Senate adjourned for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:30 p.m., Thursday, January 11 or upon call of the President.

SENATE PAGES

January 8-12, 2018

Kobe Bird, Jacksonville; Emma Boyd, Hobe Sound; Angela Domingo, Lantana; Daniela Domingo, Lantana; Abigail Farmer, Lighthouse Point; Liam Fineout, Tallahassee; Caroline Husebo, Leesburg; Alana Kornegay, Tallahassee; Jeremy Michael, New Port Richey; David Rodriguez, Weston; Roland Truman, Hernando; Shelby Willis, Tallahassee



Journal of the Senate

Number 2—Regular Session

Thursday, January 11, 2018

CONTENTS

Call to Order	139
Co-Introducers	160
Committee Substitutes, First Reading	156
Introduction and Reference of Bills	142
Motions	141
Motions Relating to Committee Reference	141
Reports of Committees	141, 142
Resolutions	139
Special Order Calendar	140

CALL TO ORDER

The Senate was called to order by President Negron at 3:30 p.m. A quorum present—34:

Mr. President	Galvano	Rouson
Baxley	Garcia	Simmons
Bean	Gibson	Simpson
Benacquisto	Grimsley	Stargel
Book	Hukill	Steube
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Gainer	Rodriguez	

Excused: Senators Braynon, Flores, and Powell

PRAYER

The following prayer was offered by Cliff Long of Orlando, former Senior Pastor of Greater Works Christian Ministries:

Heavenly Father, we come to you today, in your name, thanking you for all you have done for us. Thank you, Lord, for the power, honor, and responsibility you have given us. Thank you for giving us this opportunity to stand and to govern such a mighty people. Now, Lord, we ask for your wisdom, your strength, and your guidance as we go through this particular session. Father, we know the Bible is your inspired word and it is your word. Lord Jesus, we also know that what we do, we do it in your name and for your glory. We ask that as we govern, as we look at these laws, and as we look at these things, let us do so with an intent to please you. Let us ask before we pass a bill or pass a law, "How does our God look at this? Would this please him?" Father, we ask that you guide every word that we speak. We ask that you look at our hearts and touch our minds, Lord, so that whatever we do, we do in your name and to your privilege and your pleasure.

I ask that you bless our leadership. Bless the President of this mighty Senate, so that he may have the wisdom to see and to hear what the spirit is saying, and he can discern it and put it into action. I ask that you bless all of these members from the crowns of their heads to the soles of their feet. I ask that you bless our first responders. Those are the first ministers out there we should look out for. Bless our military, not just the ones abroad, but the ones here that are serving. Allow us to make sure we look out for laws, make sure they have food to eat, and they can continue to guard this mighty country. I ask that you bless our

President. Truly, Lord, you ask us to pray for our leaders. It does not matter how we feel, only that we bless them. Now, Lord Jesus, we speak blessings on our government whether it be in Washington or here in Florida.

We love you, we praise you, and we honor you. In your name we do pray. Amen.

PLEDGE

Senate Pages, Kobe Bird of Jacksonville; Abby Farmer of Lighthouse Point, daughter of Senator Farmer; Liam Fineout of Tallahassee; and Shelby Willis of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

SR 1744—A resolution honoring Bethune-Cookman University and designating January 11, 2018, as "Wildcat Day" in the State of Florida.

WHEREAS, on October 3, 1904, Dr. Mary McLeod Bethune, with "five girls, \$1.50, and faith in God," founded the Daytona Literary and Industrial Training School for Negro Girls in Daytona Beach, which would become Bethune-Cookman College in 1931, and

WHEREAS, through the power of God and the tenacity of Mary McLeod Bethune, the Daytona Literary and Industrial Training School for Negro Girls grew from an all-girls elementary school to Bethune-Cookman College, launching its first master's degree program in 2006 and achieving university status in early 2007, and

WHEREAS, with a current total enrollment of 4,140 students, Bethune-Cookman University offers 43 degrees through 12 academic schools and colleges, including 7 graduate programs, and offers 11 on-line degrees; maintains intercollegiate athletic programs and instrumental and choral groups that have achieved national recognition; and is one of 3 private historically black colleges and universities in this state, and

WHEREAS, on July 13, 2017, after serving as the general counsel for 2 years, Judge Hubert L. Grimes (Retired) accepted an appointment as the interim president of Bethune-Cookman University, bringing with him 25 years of judicial and administrative experience, and

WHEREAS, during Interim President Grimes' first 90 days, the Bethune-Cookman University community adopted the acronym TIP, pledging "transparency, integrity, and positive action," and to that end, the university has maintained accreditations with the Southern Association of Colleges and Schools, the Florida State Board of Education, and the United Methodist Church Board of Higher Education, and

WHEREAS, Bethune-Cookman University has experienced tremendous growth, with the highest enrollment in the school's history and the largest freshman class with more than 1,300 students; has become the first college or university in Florida and second historically black college or university in the nation to obtain United States Distance Learning Association certification; and the university's online college is now certified in 25 states and the Bahamas, and

WHEREAS, Bethune-Cookman University develops global leaders who are committed to service, lifelong learning, and diversity by pro-

viding a faith-based environment of academic excellence and transformative experiences and since 1943 has graduated more than 19,000 students, and

WHEREAS, the university's motto, "Enter to learn. Depart to serve," represents a call to action for 21st century learners to empower themselves and others, connect with their communities, and influence the world around them, NOW, THEREFORE,

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

That January 11, 2018, is designated as "Wildcat Day" in the State of Florida in recognition of Bethune-Cookman University's contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the interim president of Bethune-Cookman University, Judge Hubert L. Grimes, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

CS for SB 4—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.706, F.S.; requiring state universities to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; specifying funding as provided by the Legislature; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; specifying funding as provided by the Legislature; amending s. 1004.28, F.S.; directing a state university board of trustees to limit the services, activities, and expenses of its direct-support organizations; requiring the chair of the board of trustees to appoint at least one representative to the board of directors and executive committee of a university direct-support organization; requiring the disclosure of certain financial documents; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent; authorizing state university investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the Legislature by a specified date; amending s. 1008.30, F.S.; authorizing certain state universities to continue to provide developmental education instruction; amending s. 1009.22, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.23, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; removing the prohibition on the inclusion of a technology fee and a tuition differential fee in the funds for the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students beginning in a specified academic semester; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; amending s. 1009.53, F.S.; authorizing students to use certain Florida Bright Futures Scholarship Program awards for summer term enrollment beginning in specified years; specifying funding as provided by the Legislature; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other educational expenses; amending s. 1009.535, F.S.; specifying Florida Medallion Scholars award amounts to cover specified tuition and fees; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program beginning in a specified fiscal year; extending the program to include Florida College System institution students; amending s.

1009.893, F.S.; extending coverage of the Benacquisto Scholarship Program to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing student eligibility criteria; specifying award amounts and distributions; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; providing for retroactive application; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

—was read the second time by title.

Senators Braynon and Galvano offered the following amendment which was moved by Senator Galvano and adopted:

Amendment 1 (526604)—Delete lines 219-225 and insert: degree; access rate, based on the percentage of undergraduate students enrolled during the fall term who received a Pell Grant during the fall term; and other metrics approved by the board in a formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding. Access rate benchmarks must be differentiated and scored to reflect the varying access rate levels among the state universities; however, the scoring system may not include bonus points.

Senator Galvano moved the following amendment which was adopted:

Amendment 2 (662816)—Delete lines 917-926 and insert:

Section 21. For the 2018-2019 fiscal year, \$121,776,631 in recurring funds from the Educational Enhancement Trust Fund and \$1,736,404 in recurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act. Of these funds, \$1,737,223 from the Educational Enhancement Trust Fund shall be used for 2019 summer term awards for Florida Bright Futures Academic Scholars, \$28,416,515 from the Educational Enhancement Trust Fund shall be used for 2019 summer term awards for Florida Bright Futures Medallion Scholars, \$91,622,893 from the Educational Enhancement Trust Fund shall be

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

Senator Rodriguez moved the following amendment which failed:

Amendment 3 (398480)—Delete lines 841-842.

On motion by Senator Galvano, by two-thirds vote, **CS for SB 4**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Galvano	Rouson
Baxley	Garcia	Simmons
Bean	Gibson	Simpson
Benacquisto	Grimsley	Stargel
Book	Hukill	Steube
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Gainer	Rodriguez	

Nays—None

CS for SB 88—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

—was read the second time by title. On motion by Senator Hukill, by two-thirds vote, **CS for SB 88** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Galvano	Rouson
Baxley	Garcia	Simmons
Bean	Gibson	Simpson
Benacquisto	Grimsley	Stargel
Book	Hukill	Steube
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Gainer	Rodriguez	

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Gibson, by two-thirds vote, **SB 1182** was withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, **CS for SB 4** and **CS for SB 88** were ordered immediately certified to the House.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, January 11, 2018: CS for SB 4 and CS for SB 88.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Judiciary recommends the following pass: SB 1002

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 236

The bill was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 950

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Agriculture recommends the following pass: SB 872

The bill was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends the following pass: CS for SB 90; SB 672; SB 796

The bills were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends the following pass: SB 478; SB 676

The bills were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Judiciary recommends the following pass: SB 1022

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 720

The Committee on Ethics and Elections recommends the following pass: SB 964

The Committee on Judiciary recommends the following pass: SB 804

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1038

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

The Committee on Banking and Insurance recommends the following pass: SB 660

The Committee on Criminal Justice recommends the following pass: SB 866

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 608; SB 750

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

The Committee on Commerce and Tourism recommends the following pass: SB 760

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 560; SB 7000; SB 7002; SB 7008

The Committee on Judiciary recommends the following pass: SB 266

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

The Committee on Appropriations recommends the following pass: SB 100; SB 146

The Committee on Rules recommends the following pass: SCR 184; SB 186; SB 192; SB 220; SB 472

The bills were placed on the Calendar.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 424

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 238; SB 854

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 826

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 960

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 740

The bill with committee substitute attached was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Regulated Industries recommends committee substitutes for the following: SB 822; SB 1020

The bills with committee substitute attached were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 876

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

The Committee on Agriculture recommends a committee substitute for the following: SB 170

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1018

The Committee on Judiciary recommends committee substitutes for the following: SB 52; SB 1216

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 618; SB 928; SB 970

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

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 296; SB 962

The Committee on Judiciary recommends a committee substitute for the following: SB 566

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

The Committee on Rules recommends committee substitutes for the following: CS for SB 98; CS for SB 568

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends the following pass: SB 286; SB 648

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 408; CS for SB 444; CS for SB 450

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: SB 564

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: SB 34

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Baxley—

SB 1230—A bill to be entitled An act relating to criminal judgments; amending s. 921.241, F.S.; requiring that all judgments of guilty and not guilty for felonies and misdemeanors be documented in a written or electronic record; requiring a judge to cause to be gathered, either manually or electronically, in his or her presence in open court the fingerprints and social security number of a defendant found guilty of a felony or a misdemeanor; providing that a judgment of guilty is admissible as evidence under certain circumstances; authorizing a judge to electronically sign an electronic judgment of guilty or not guilty and a certificate documenting the electronically gathered fingerprints; defining the term “electronic signature”; repealing s. 921.242, F.S.; deleting provisions requiring judgments of guilt for certain violations to be in writing, signed by a judge, and recorded by a clerk of the circuit court; deleting a provision requiring the gathering of a defendant's fingerprints and the judge's accompanying certification; deleting a provision providing for the admissibility of the judgment of guilt under certain circumstances; reenacting s. 775.084(3)(a), (b), and (c), F.S., relating to fingerprinting a defendant for the purpose of identification, to incorporate the amendment made to s. 921.241, F.S., in references thereto; providing an effective date.

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

By Senator Baxley—

SB 1232—A bill to be entitled An act relating to public assistance fraud; amending s. 414.39, F.S.; revising the maximum reward paid to persons providing certain information leading to the recovery of certain fraudulent public assistance payments; revising the funding source for such rewards; amending s. 414.41, F.S.; directing state-retained shares of recovered public assistance overpayments to be held in the Federal Grants Trust Fund; requiring such funds to be reallocated to the Department of Children and Families; specifying how such funds may be used by the department; requiring the department to submit an annual

report and to propose certain projects for legislative authorization; amending s. 943.045, F.S.; revising the definition of the term “criminal justice agency” to include the fraud investigations component of the department; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Baxley—

SB 1234—A bill to be entitled An act relating to free expression on campus; providing a short title; creating s. 1004.097, F.S.; defining terms; providing applicability; authorizing a public institution of higher education to create and enforce certain restrictions relating to expressive activities on campus; providing for a cause of action against a public institution of higher education for violations of the act; providing for damages; providing a statute of limitations; providing an effective date.

—was referred to the Committees on Education; and Judiciary.

By Senator Baxley—

SB 1236—A bill to be entitled An act relating to school safety; providing legislative intent; amending s. 790.115, F.S.; providing an exception to a prohibition on possessing firearms or other specified devices on school property or other specified areas for authorized concealed weapon or firearm licensees who are designated by school principals or district school superintendents; providing requirements for designees; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter and hostage situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school’s campus; requiring a district school superintendent to provide specified agencies with certain strategy and activity recommendations to improve school safety and security; requiring that district school boards and private school principals or governing boards allow campus tours by such law enforcement agency or agencies for specified purposes; requiring that certain recommendations be documented by such board or principal; amending s. 1006.12, F.S.; authorizing district school boards to commission one or more school safety officers on each school campus; authorizing district school superintendents to provide recommendations concerning school safety and security to certain law enforcement agencies; amending ss. 435.04, 790.251, 921.0022, and 1012.315, F.S.; conforming cross-references; providing an effective date.

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

By Senator Garcia—

SB 1238—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.303, F.S.; prohibiting an association from hiring an attorney who represents the management company of the association; requiring the association to maintain bids for materials, equipment, or services as part of the official records; providing that a renter of property in a community operated by an association has a right to inspect and copy the association’s bylaws and rules; providing requirements relating to the posting of specified documents on an association’s website; requiring an association to provide members with a copy of the most recent annual financial report or a written notice detailing how to obtain such report; prohibiting an association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; deleting a provision requiring the board to certify written ballots or agreements to recall a director or directors; requiring certain directors to turn over all records and property of the association in his or her possession within a certain timeframe; requiring a director to turn all records and property of the association over to the board within 10 business days if a recall is deemed effective due to the failure to duly notice and hold a board meeting within a specified timeframe; conforming provisions to changes

made by the act; amending s. 720.3033, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected to a position with any association or having access to official association records while a criminal charge is pending; providing an exception; requiring an officer or director to be reinstated for the remainder of his or her term if the charges are resolved without a finding of guilt; amending s. 720.305, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; amending s. 720.306, F.S.; providing board member term limits; conforming a cross-reference; amending s. 720.3085, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from an association’s foreclosure of association lien for unpaid assessments or from taking a title by deed in lieu of foreclosure; amending s. 720.309, F.S.; prohibiting an association from employing or contracting with service providers owned or operated by specified persons; prohibiting certain parties from purchasing a parcel at a foreclosure sale resulting from the association’s foreclosure of association lien for unpaid assessments or from taking a deed in lieu of a foreclosure; authorizing a contract with a specific party to be canceled by a majority vote of the parcel owners under certain circumstances; creating s. 720.3095, F.S.; providing requirements and procedures relating to conflicts of interest; defining the term “relative”; amending s. 720.311, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Mayfield—

SB 1240—A bill to be entitled An act relating to retirement of instructional personnel and administrative personnel; amending s. 121.091, F.S.; revising limitations on the maximum length of participation in the Deferred Retirement Option Program for certain instructional personnel and administrative personnel; requiring an employer to notify the Division of Retirement of the Department of Management Services regarding any change in termination date and program participation for each affected member; providing a statement of important state interest; providing an effective date.

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

By Senator Steube—

SB 1242—A bill to be entitled An act relating to the carrying of weapons and firearms; amending s. 790.25, F.S.; providing that specified provisions relating to the carrying of weapons and firearms do not apply to persons engaged in, traveling to, or returning from certain outdoor activities or traveling to or returning from certain motor vehicles, residences, shelters, and other places; amending s. 27.53, F.S.; conforming cross-references; providing an effective date.

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

By Senator Lee—

SB 1244—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; revising the statewide guidelines and standards for developments of regional impact; deleting criteria that the Administration Commission is required to consider in adopting its guidelines and standards; revising provisions relating to the application of guidelines and standards; revising provisions relating to variations and thresholds for such guidelines and standards; deleting provisions relating to the issuance of binding letters; specifying that previously issued letters remain valid unless previously expired; specifying the procedure for amending a binding letter of interpretation; specifying that previously issued clearance letters remain valid unless previously expired; deleting provisions relating to authorizations to develop, applications for approval of development, concurrent plan amendments, preapplication procedures, preliminary development

agreements, conceptual agency review, application sufficiency, local notice, regional reports, and criteria for the approval of developments inside and outside areas of critical state concern; revising provisions relating to local government development orders; specifying that amendments to a development order for an approved development may not alter the dates before which a development would be subject to downzoning, unit density reduction, or intensity reduction, except under certain conditions; removing a requirement that certain conditions of a development order meet specified criteria; specifying that construction of certain mitigation-of-impact facilities is not subject to competitive bidding or competitive negotiation for selection of a contractor or design professional; removing requirements relating to local government approval of developments of regional impact that do not meet certain requirements; removing a requirement that the Department of Economic Opportunity and other agencies cooperate in preparing certain ordinances; authorizing developers to record notice of certain rescinded development orders; specifying that certain agreements regarding developments that are essentially built out remain valid unless previously expired; deleting requirements for a local government to issue a permit for a development subsequent to the buildout date contained in the development order; specifying that amendments to development orders do not diminish or otherwise alter certain credits for a development order exaction or fee against impact fees, mobility fees, or exactions; deleting a provision relating to the determination of certain credits for impact fees or extractions; deleting a provision exempting a nongovernmental developer from being required to competitively bid or negotiate construction or design of certain facilities except under certain circumstances; specifying that certain capital contribution front-ending agreements remain valid unless previously expired; deleting a provision relating to local monitoring; revising requirements for developers regarding reporting to local governments and specifying that such reports are not required unless required by a local government with jurisdiction over a development; revising the requirements and procedure for proposed changes to a previously approved development of regional impact and deleting rulemaking requirements relating to such procedure; revising provisions relating to the approval of such changes; specifying that certain extensions previously granted by statute are still valid and not subject to review or modification; deleting provisions relating to determinations as to whether a proposed change is a substantial deviation; deleting provisions relating to comprehensive development-of-regional-impact applications and master plan development orders; specifying that certain agreements that include two or more developments of regional impact which were the subject of a comprehensive development-of-regional-impact application remain valid unless previously expired; deleting provisions relating to downtown development authorities; deleting provisions relating to adoption of rules by the state land planning agency; deleting statutory exemptions from development-of-regional-impact review; specifying that an approval of an authorized developer for an areawide development of regional impact remains valid unless previously expired; deleting provisions relating to areawide developments of regional impact; deleting an authorization for the state land planning agency to adopt rules relating to abandonment of developments of regional impact; requiring local governments to file a notice of abandonment under certain conditions; deleting an authorization for the state land planning agency to adopt a procedure for filing such notice; requiring a development-of-regional-impact development order to be abandoned by a local government under certain conditions; deleting a provision relating to abandonment of developments of regional impact in certain high-hazard coastal areas; authorizing local governments to approve abandonment of development orders for an approved development under certain conditions; deleting a provision relating to rights, responsibilities, and obligations under a development order; deleting partial exemptions from development-of-regional-impact review; deleting exemptions for dense urban land areas; specifying that proposed developments that exceed the statewide guidelines and standards and that are not otherwise exempt be approved by local governments instead of through specified development-of-regional-impact proceedings; amending s. 380.061, F.S.; specifying that the Florida Quality Developments program only applies to previously approved developments in the program before the effective date of the act; specifying a process for local governments to adopt a local development order to replace and supersede the development order adopted by the state land planning agency for the Florida Quality Developments; deleting program intent, eligibility requirements, rulemaking authorizations, and application and approval requirements and processes; deleting an appeals process and the Quality Developments Review Board; amending s. 380.0651, F.S.; de-

leting provisions relating to the superseding of guidelines and standards adopted by the Administration Commission and the publishing of guidelines and standards by the Administration Commission; conforming a provision to changes made by the act; specifying exemptions and partial exemptions from development-of-regional-impact review; deleting provisions relating to determining whether there is a unified plan of development; deleting provisions relating to the circumstances where developments should be aggregated; deleting a provision relating to prospective application of certain provisions; deleting a provision authorizing state land planning agencies to enter into agreements for the joint planning, sharing, or use of specified public infrastructure, facilities, or services by developers; deleting an authorization for the state land planning agency to adopt rules; amending s. 380.07, F.S.; deleting an authorization for the Florida Land and Water Adjudicatory Commission to adopt rules regarding the requirements for developments of regional impact; revising when a local government must transmit a development order to the state land planning agency, the regional planning agency, and the owner or developer of the property affected by such order; deleting a process for regional planning agencies to undertake appeals of development-of-regional-impact development orders; revising a process for appealing development orders for consistency with a local comprehensive plan to be available only for developments in areas of critical state concern; deleting a procedure regarding certain challenges to development orders relating to developments of regional impact; amending s. 380.115, F.S.; deleting a provision relating to changes in development-of-regional-impact guidelines and standards and the impact of such changes on vested rights, duties, and obligations pursuant to any development order or agreement; requiring local governments to monitor and enforce development orders and prohibiting local governments from issuing permits, approvals, or extensions of services if a developer does not act in substantial compliance with an order; deleting provisions relating to changes in development of regional impact guidelines and standards and their impact on the development approval process; amending s. 125.68, F.S.; conforming a cross-reference; amending s. 163.3245, F.S.; conforming cross-references; conforming provisions to changes made by the act; revising the circumstances in which applicants who apply for master development approval for an entire planning area must remain subject to a master development order; specifying an exception; deleting a provision relating to the level of review for applications for master development approval; amending s. 163.3246, F.S.; deleting a provision under which certain developments of regional impact proposed within a certified area are exempt from development-of-regional-impact review; conforming provisions to changes made by the act; conforming cross-references; amending s. 189.08, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; amending s. 190.005, F.S.; conforming cross-references; amending ss. 190.012 and 252.363, F.S.; conforming cross-references; amending s. 369.303, F.S.; conforming a provision to changes made by the act; amending ss. 369.307, 373.236, and 373.414, F.S.; conforming cross-references; amending s. 378.601, F.S.; conforming a provision to changes made by the act; repealing s. 380.065, F.S., relating to a process to allow local governments to request certification to review developments of regional impact that are located within their jurisdictions in lieu of the regional review requirements; amending ss. 380.11 and 403.524, F.S.; conforming cross-references; repealing specified rules regarding uniform review of developments of regional impact by the state land planning agency and regional planning agencies; repealing the rules adopted by the Administration Commission regarding whether two or more developments, represented by their owners or developers to be separate developments, shall be aggregated; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

SB 1246—Withdrawn prior to introduction.

By Senator Gainer—

SB 1248—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Coastal Conservation Association license plate; establishing an annual use fee

for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Taddeo—

SB 1250—A bill to be entitled An act relating to adoptee birth certificates; amending s. 382.015, F.S.; requiring the Department of Health to issue a noncertified copy of an original birth certificate to certain adoptees under certain conditions; requiring the department to develop certain forms and make such forms available to birth parents; providing application procedures; requiring the department to develop certain policies and procedures by a specified date; authorizing the department to charge a fee for issuing such noncertified copy; providing construction; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Passidomo—

SB 1252—A bill to be entitled An act relating to home renal dialysis; amending s. 465.027, F.S.; revising conditions under which manufacturers, or agents thereof, who distribute home dialysis supplies are exempt from the requirements of the Florida Pharmacy Act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Passidomo—

SB 1254—A bill to be entitled An act relating to early learning; amending s. 1002.81, F.S.; requiring a parent with custody of a child to be verified as a victim of domestic violence by a certified domestic violence center before his or her child is considered an “at-risk child”; amending s. 1002.82, F.S.; revising the duties of the Office of Early Learning; revising the requirements for the office’s annual analysis of the state’s early learning activities; amending s. 1002.85, F.S.; requiring each early learning coalition’s school readiness program plan to include a specified assessment; amending s. 1002.87, F.S.; revising the priorities for children’s participation in a school readiness program; amending s. 1002.88, F.S.; requiring a school readiness program provider to participate in specified assessments and strategies under certain circumstances; amending s. 1002.89, F.S.; requiring school readiness program funding to include program assessments; amending ss. 1002.84 and 1002.92, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Appropriations.

By Senator Brandes—

SB 1256—A bill to be entitled An act relating to the search of the content, information, and communications of cellular phones, portable electronic communication devices, and microphone-enabled household devices; amending s. 92.605, F.S.; authorizing the obtaining in criminal cases of the contents of electronic communications only by court order or by search warrant, as provided in ch. 934, F.S., unless otherwise required by law; amending s. 934.01, F.S.; revising and providing legislative findings; reordering and amending s. 934.02, F.S.; redefining the term “oral communication”; defining the terms “portable electronic communication device” and “microphone-enabled household device”; amending s. 934.03, F.S.; authorizing specified persons to provide information, facilities, or technical assistance to a person authorized by law to intercept wire, oral, or electronic communications if the person has been provided with a warrant; prohibiting specified persons from disclosing the existence of any interception of a wire, oral, or electronic communication with respect to which the person has been served with a warrant; conforming a cross-reference; amending s. 934.07, F.S.; au-

thorizing a judge to issue, instead of granting, a warrant in conformity with specified provisions; authorizing the Department of Law Enforcement to request a law enforcement agency that provided it with certain information to join with the department in seeking a new warrant; amending s. 934.08, F.S.; authorizing certain disclosure or use when an investigative or law enforcement officer intercepts wire, oral, or electronic communications relating to offenses other than those specified in a warrant; amending s. 934.09, F.S.; requiring that each application for a warrant, rather than an order, authorizing or approving the interception of wire, oral, or electronic communications be made in writing and state the applicant’s authority; authorizing a judge to authorize a warrant ex parte, rather than an ex parte order, based on the application under certain circumstances; specifying requirements for warrants, rather than orders, issued under certain circumstances; deleting a time limitation that, if not met, prohibits the introduction into evidence of the contents of certain wire, oral, or electronic communications or other evidence; deleting a provision authorizing a judge to waive the time limitation if he or she makes certain findings; authorizing an aggrieved person to move to suppress the contents of certain wire, oral, or electronic communications before, as well as during, a trial, hearing, or proceeding; providing for inadmissibility of certain evidence if a certain motion is granted; authorizing a judge of competent jurisdiction to authorize interception within this state under specified circumstances; amending s. 934.10, F.S.; providing that a good faith reliance on a warrant issued under certain provisions constitutes a complete defense against specified actions; amending s. 934.21, F.S.; providing criminal penalties for the intentional and unlawful access without authorization of certain devices and obtainment of wire, oral, or electronic communications stored within those devices; conforming cross-references; reordering and amending s. 934.42, F.S.; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a warrant, rather than an order, authorizing the acquisition of cellular-site location data, precise global positioning system data, or historical global positioning satellite data; requiring an application for a warrant to include a statement of a reasonable length of time that a mobile tracking device may be used, not to exceed a specified duration; authorizing a court to grant extensions not individually exceeding a specified duration, for good cause; deleting a provision requiring a certification to be included in the application for an order; requiring a court to grant a warrant ex parte if it finds probable cause in the application and if the required statements have been made; requiring the warrant to command the officer to complete an installation authorized by the warrant within a certain timeframe; providing requirements for the return of the warrant to the judge and service of a copy of the warrant on the person who was tracked or whose property was tracked; authorizing a court to delay the notice requirement for a certain time upon request by the law enforcement agency; requiring that the standards established by Florida courts for the installation, use, or monitoring of mobile tracking devices apply to the installation, use, or monitoring of certain devices; redefining the term “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to install or use a mobile tracking device under certain circumstances; providing requirements for the installation and use of the mobile tracking devices; providing criminal penalties; reenacting s. 934.22(2)(b), F.S., relating to voluntary disclosure of customer communications or records, to incorporate the amendments made to ss. 934.03 and 934.07, F.S., in references thereto; reenacting s. 934.27(1) and (4), F.S., relating to relief, damages, and defenses for certain civil actions, to incorporate the amendments made to ss. 934.09 and 934.21, F.S., in references thereto; reenacting ss. 934.23(6), 934.24(6) and (7), 934.25(5), and 934.28, F.S., relating to required disclosures of customer communications or records, a subscriber or customer filing a motion for certain relief and customer notification, delayed notice, and the exclusivity of remedies and sanctions for certain violations, respectively, to incorporate the amendment made to s. 934.21, F.S., in references thereto; providing an effective date.

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

By Senator Hutson—

SB 1258—A bill to be entitled An act relating to the Florida Security for Public Deposits Act; amending s. 280.02, F.S.; redefining terms; creating s. 280.042, F.S.; specifying conditions that must be met before

the Chief Financial Officer may designate a credit union as a qualified public depository; requiring the Chief Financial Officer to withdraw, via a certain notice, from a collateral agreement with a credit union under certain circumstances; providing that such credit union may no longer be designated as a qualified public depository; providing requirements for such credit union; authorizing the Chief Financial Officer to limit, for a certain purpose, the amount of public deposits a credit union may hold; amending s. 280.07, F.S.; specifying the mutual responsibility and contingent liability of certain credit unions designated as qualified public depositories; conforming a provision to changes made by the act; amending s. 280.08, F.S.; providing that certain assessments by the Chief Financial Officer are subject to certain segregation of contingent liability provisions; conforming provisions to changes made by the act; amending s. 280.09, F.S.; requiring the Chief Financial Officer, in administering the Public Deposits Trust Fund, to segregate and separately account for certain proceeds, assessments, or penalties attributable to a credit union from those attributable to a bank, savings bank, or savings association; providing that certain payments of losses are subject to such limitations; amending ss. 280.03, 280.05, 280.052, 280.053, 280.055, 280.085, 280.10, 280.13, and 280.17, F.S.; conforming provisions to changes made by the act; reenacting ss. 17.57(7)(a), 24.114(1), 125.901(3)(e), 136.01, 159.608(11), 175.301, 175.401(8), 185.30, 185.50(8), 190.007(3), 191.006(16), 215.34(2), 218.415(16)(c), (17), and (23)(a), 255.502(4)(h), 331.309(1) and (2), 373.553(2), 631.221, and 723.06115(3)(c), F.S., relating to deposits and investments of state money; bank deposits and control of lottery transactions; children's services and independent special districts; county depositories; powers of housing finance authorities; depositories for pension funds; retiree health insurance subsidies; depositories for retirement funds; retiree health insurance subsidies; board of supervisors; general powers; state funds and noncollectible items; local government investment policies; definitions; treasurers, depositories, and fiscal agents; a treasurer of the board, payment of funds, and depositories; deposit of moneys collected; and the Florida Mobile Home Relocation Trust Fund, respectively, to incorporate the amendment made to s. 280.02, F.S., in references thereto; providing an effective date.

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

By Senator Stargel—

SB 1260—A bill to be entitled An act relating to nursing homes and assisted living facilities; creating s. 366.042, F.S.; requiring the Public Service Commission to ensure that public utilities effectively prioritize the restoration of services to certain health care facilities in the event of emergencies; amending s. 400.0238, F.S.; requiring that a claimant's attorney fees be calculated based on the claimant's share of punitive damages; revising provisions related to punitive damages to include provisions for cases that are settled; amending s. 400.0239, F.S.; authorizing the Quality of Long-Term Care Facility Improvement Trust Fund to expend certain funds on a grant program administered by the Agency for Health Care Administration to provide funding for nursing home facilities to acquire emergency power sources; amending s. 400.19, F.S.; requiring the agency to determine compliance with statutes and rules relating to emergency power sources in the unannounced inspections of a nursing home facility; amending s. 400.23, F.S.; requiring the agency, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring each facility to have an emergency power source and a supply of fuel which meet certain criteria; providing an exception; requiring the agency to adopt rules establishing minimum criteria for a comprehensive emergency management plan that includes a plan to monitor residents and transport them in certain situations to avoid complications from heat exposure; requiring the local emergency management agency to publish a list of facilities whose emergency plans have been approved; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules requiring each facility maintain an emergency power source and a supply of fuel which meet certain criteria; providing an exception; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Hutson—

SB 1262—A bill to be entitled An act relating to election dates for municipal office; amending s. 100.3605, F.S.; requiring the governing body of a municipality to determine the dates on which initial and runoff elections for municipal office are held and providing options therefor; preempting to the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; extending the terms of incumbent elected municipal officers until the next municipal election; providing an effective date.

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

By Senator Steube—

SB 1264—A bill to be entitled An act relating to mandatory court costs; amending s. 938.27, F.S.; increasing the minimum amount of costs charged per case by state attorneys; reenacting s. 985.032, F.S., relating to the legal representation for delinquency cases, to incorporate the amendment made to s. 938.27, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Thurston—

SB 1266—A bill to be entitled An act relating to disclosure of financial interests; amending s. 112.3145, F.S.; defining the term “charter school employee”; providing financial disclosure requirements for charter school employees; conforming provisions to changes made by the act; providing applicability; providing an effective date.

—was referred to the Committees on Education; Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Perry—

SB 1268—A bill to be entitled An act relating to regulatory reform; creating s. 14.35, F.S.; establishing the Red Tape Reduction Advisory Council within the Executive Office of the Governor; providing for membership and terms; providing for meetings and organization of the council; specifying that members serve without compensation; providing for per diem and travel expenses; specifying required activities of the council; requiring an annual report; amending s. 120.52, F.S.; providing definitions; amending s. 120.54, F.S.; requiring an agency adopting a rule to submit a rule replacement request to the Administrative Procedures Committee; requiring a rule development or adoption notice to include a rule proposed for repeal; providing that a rule repeal necessary to maintain the regulatory baseline is effective at the same time as the proposed rule; amending s. 120.545, F.S.; requiring the committee to examine rule replacement requests and existing rules; requiring the committee to determine whether a rule replacement request complies with certain requirements; requiring the committee to determine whether adoption of a rule other than an emergency rule will cause the total number of rules to exceed the regulatory baseline; creating s. 120.546, F.S.; requiring the Administrative Procedures Committee to establish a regulatory baseline of agency rules; providing that a proposed rule may not cause the total number of rules to exceed the regulatory baseline; requiring an agency proposing a rule to submit a rule replacement request to the committee; authorizing an agency to request an exemption; providing that a rule replacement request or an exemption request may not be approved until the initial regulatory baseline has been reduced by a specified amount; requiring an annual report; amending s. 120.55, F.S.; requiring the inclusion of certain information and a specified report in the Florida Administrative Code; amending s. 120.74, F.S.; requiring an agency regulatory plan to include identification of certain rules; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Brandes and Rouson—

SB 1270—A bill to be entitled An act relating to penalties and fees; amending s. 27.52, F.S.; requiring a certain application to provide the applicant with the option to fulfill any court-ordered financial obligation associated with a case by enrolling in a payment plan or by completing community service if ordered by the court; requiring a clerk of the court to compare the information provided in the application to any readily ascertainable or publicly available information under certain circumstances; authorizing the clerk to refer any application believed to be fraudulent to the court for review; amending s. 28.246, F.S.; revising requirements relating to the payment of court-related fines or other monetary penalties, fees, charges, and costs; requiring a clerk of the circuit court to solicit competitive bids from private attorneys or collection agents for collection services, subject to certain requirements; prohibiting the clerk from assessing a certain surcharge; prohibiting the private attorney or collection agent from imposing certain additional fees or surcharges; amending s. 57.082, F.S.; authorizing the clerk to refer any application believed to be fraudulent to the court for review; amending s. 316.650, F.S.; requiring traffic citation forms to include certain language relating to payment of a penalty; amending s. 318.15, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay certain financial obligations if the person requests a hearing and demonstrates specified circumstances to the court, after notice of a penalty and before the suspension takes place; requiring a person who meets specified criteria to provide the clerk with updated documentation at specified intervals; requiring the person to begin paying certain outstanding financial obligations under certain circumstances; requiring the clerk to notify the Department of Highway Safety and Motor Vehicles of the person's failure to pay within a specified time under certain circumstances; requiring the department to immediately issue an order suspending the driver license and privilege to drive of the person upon receipt of such notice, effective after a specified time; amending s. 318.18, F.S.; requiring a court to inquire at the time a certain civil penalty is ordered whether the person is able to pay it; amending s. 322.055, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons convicted of certain drug offenses; deleting provisions authorizing a driver to petition the department for restoration of his or her driving privilege; amending s. 322.056, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain drug offenses; deleting a provision authorizing a court to direct the department to issue a license for certain restricted driving privileges under certain circumstances; deleting requirements relating to the revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain alcohol or tobacco offenses; repealing s. 322.057, F.S., relating to discretionary revocation or suspension of a driver license for certain persons who provide alcohol to persons under a specified age; amending s. 322.09, F.S.; deleting a provision prohibiting the issuance of a driver license or learner's driver license under certain circumstances; repealing s. 322.091, F.S., relating to attendance requirements for driving privileges; amending s. 322.245, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay certain financial obligations if the person requests a hearing and demonstrates specified circumstances to the court, after notice of a penalty and before the suspension takes place; providing an exception; requiring a person who meets specified criteria to provide the clerk with updated documentation every specified number of days; requiring the person to begin paying certain outstanding financial obligations under certain circumstances; requiring the clerk to notify the department of the person's failure to pay within a specified time under certain circumstances; requiring the department to immediately issue an order suspending the driver license and privilege to drive of the person upon receipt of such notice, effective after a specified time; repealing s. 322.251(7), F.S., relating to notice of suspension or revocation of driving privileges, reasons for reinstatement of such driving privileges, and certain electronic access to identify a person who is the subject of an outstanding warrant or capias for passing worthless bank checks; amending s. 322.271, F.S.; providing that a person whose driver license or privilege to drive has been suspended may have his or her driver license or driving privilege reinstated

on a restricted basis under certain circumstances; providing the period of validity of such restricted license; amending s. 322.34, F.S.; revising the underlying violations resulting in driver license or driving privilege cancellation, suspension, or revocation for which specified penalties apply; amending s. 562.11, F.S.; revising penalties for selling, giving, serving, or permitting to be served alcoholic beverages to a person under a specified age or permitting such person to consume such beverages on licensed premises; revising penalties for misrepresenting or misstating age or age of another to induce a licensee to serve alcoholic beverages to a person under a specified age; conforming provisions to changes made by the act; repealing s. 562.111(3), F.S., relating to withholding issuance of, or suspending or revoking, a driver license or driving privilege for possession of alcoholic beverages by persons under a specified age; amending s. 569.11, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase tobacco products; authorizing, rather than requiring, the court to direct the department to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 790.22, F.S.; revising penalties relating to suspending, revoking, or withholding issuance of driver licenses or driving privileges for minors under a specified age who possess firearms under certain circumstances; deleting provisions relating to penalties for certain offenses involving the use or possession of a firearm by a minor under a specified age; amending s. 806.13, F.S.; deleting provisions relating to certain penalties for criminal mischief by a minor; repealing s. 812.0155, F.S., relating to suspension of a driver license following an adjudication of guilt for theft; repealing s. 832.09, F.S., relating to suspension of a driver license after warrant or capias is issued in worthless check cases; amending s. 847.0141, F.S.; deleting a provision authorizing a court, upon a certain finding of contempt, to issue an order to the department to withhold issuance of or suspend the driver license or driving privilege of a minor for a specified time; amending s. 877.112, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase any nicotine product or nicotine dispensing device; authorizing, rather than requiring, the court to direct the department to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 938.30, F.S.; authorizing a judge to convert certain statutory financial obligations into court-ordered obligations to perform community service by reliance upon specified information under certain circumstances; amending s. 1003.27, F.S.; deleting provisions relating to procedures and penalties for nonenrollment and nonattendance cases; amending ss. 318.14, 322.05, 322.27, and 1003.01, F.S.; conforming provisions to changes made by the act; providing applicability of certain changes made by the act; requiring the department to notify the Division of Law Revision and Information upon the adoption of certain uniform traffic citation forms; providing effective dates.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Steube—

SB 1272—A bill to be entitled An act relating to educational choice programs; amending s. 1002.385, F.S.; revising the term "disability"; authorizing Gardiner Scholarship Program funds to be spent for specified school supplies; revising obligations of a scholarship-funding organization; providing a maximum application fee that an organization may charge for specified applicants; requiring the Auditor General to conduct operational audits of program participants at least once every 3 years, instead of annually; amending s. 1002.395, F.S.; defining the term "expend"; revising student eligibility requirements for the Florida Tax Credit Scholarship Program; capping the amount of eligible contributions that an organization may use for administrative expenses; specifying that such funds may not be used for professional development or accreditation purposes; providing a maximum application fee that an organization may charge for specified applicants; authorizing, rather than requiring, a parent to notify his or her child's school district of withdrawal of the child to attend an eligible private school; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Passidomo—

SB 1274—A bill to be entitled An act relating to community associations; amending s. 718.111, F.S.; deleting a provision prohibiting an association from hiring an attorney who represents the management company of the association; revising condominium association recordkeeping and financial reporting requirements; amending s. 718.112, F.S.; revising provisions relating to required association by-laws; authorizing an association to adopt rules for posting certain notices on a website; providing responsibilities for unit owners who receive electronic notices; revising and providing board member recall and challenge requirements; authorizing the recovery of attorney fees and costs in an action to challenge the validity of a board member recall; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.3026, F.S.; removing a provision relating to certain contracts or transactions regarding conflicts of interest; amending s. 718.3027, F.S.; providing requirements for proposed activity that is identified as a conflict of interest; amending s. 718.303, F.S.; revising fine and suspension requirements; amending s. 718.707, F.S.; revising the time limitation for classification as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising cooperative association recordkeeping requirements; amending s. 719.106, F.S.; revising the composition of boards of administration; placing an additional restriction on service as a board member; prohibiting a board member from voting via e-mail; requiring that a notice for certain meetings contain certain information; authorizing an association to adopt rules for posting certain notices on a website; requiring that an adopted rule contain a certain requirement related to electronic notice; providing responsibilities for unit owners who receive electronic notices; providing that directors or officers who are delinquent in certain payments owed in excess of certain periods of time are deemed to have abandoned their offices; amending s. 719.107, F.S.; specifying that certain services that are obtained pursuant to a bulk contract are deemed a common expense; amending s. 719.303, F.S.; revising fine and suspension requirements; specifying a fine payment is due within a certain timeframe after the fine is approved by the committee; requiring the association to provide written notice of certain fines or suspensions to certain persons; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising reserve account requirements; providing requirements for votes relating to reserve accounts; providing applicability; requiring that meetings at which a proposed annual budget will be considered be open to all parcel owners; providing requirements for special meetings held to consider a substitute annual budget; amending s. 720.305, F.S.; expanding the list of persons required to be notified of a fine or suspension before the fine or suspension may be imposed; specifying that a payment for a fine is due within a certain timeframe; amending s. 720.306, F.S.; prohibiting write-in nominations for certain elections; requiring certain candidates to commence service on the board of directors regardless of whether a quorum is attained; amending s. 720.3085, F.S.; clarifying applicability; amending s. 720.401, F.S.; revising the statements required to be included in the disclosure summary; providing an effective date.

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

By Senator Simmons—

SB 1276—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; redefining the terms “electioneering communication,” “electioneering communications organization,” and “political committee” to conform to changes made by the act; defining the term “independent electioneering communication”; amending s. 106.03, F.S.; revising the threshold amount for expenditures for which an electioneering communications organization must file a statement of organization; requiring a corporate or business entity that makes expenditures exceeding a certain amount for political activities to file a statement of information within a certain timeframe; revising required components of a statement of organization filed by political committees or electioneering communications organizations; prescribing requirements for a statement of information filed by a corporate or business entity; requiring specified individuals affiliated with a committee, an organization, or a corporate or business entity to certify the correctness of each filed statement; providing a penalty; conforming provisions to changes made by the act; amending ss. 106.07 and 106.0703, F.S.; expanding reporting requirements for candidates, political committees,

and electioneering communications organizations; establishing reporting requirements for specified corporate or business entities making certain political expenditures; requiring specified individuals affiliated with the corporate or business entity to certify the correctness of each report; providing a penalty; amending s. 106.0705, F.S.; requiring registration information to be filed electronically using the Division of Elections’ electronic filing system; requiring a corporate or business entity required to register or file reports with the division to use the division’s electronic filing system; providing that specified individuals affiliated with a corporate or business entity are subject to penalties for the willful filing of an incorrect statement or report; revising the division’s rulemaking authority to conform to changes made by the act; creating s. 106.0708, F.S.; requiring the division to implement and maintain an electronic campaign finance database; specifying minimum requirements and capabilities of the database; requiring the division to adopt rules; amending s. 106.071, F.S.; revising the threshold amount for reporting certain independent expenditures and electioneering communications; requiring additional information to be included in reports filed by certain persons making independent expenditures or expenditures for electioneering communications; modifying the applicability of a provision requiring disclaimers in a political advertisement paid for by an independent expenditure; amending s. 106.08, F.S.; restricting the amount of funds that a political committee may transfer or contribute to a political party or an affiliated party committee; prohibiting a political committee or an electioneering communications organization from accepting a transfer of funds or a contribution exceeding a certain amount from specified entities; providing exceptions; conforming provisions to changes made by the act; amending s. 106.143, F.S.; revising requirements for disclaimers for political advertisements, to conform; amending s. 106.1439, F.S.; revising requirements for disclaimers for electioneering communications, to conform; requiring a candidate to approve in advance an electioneering communication offered on his or her behalf; requiring the candidate to provide a written statement of authorization for each communication distributed; requiring a person making an independent electioneering communication to provide a written statement for each communication distributed; providing penalties; amending s. 106.147, F.S.; revising disclosure requirements for telephone solicitation; conforming provisions to changes made by the act; amending s. 106.25, F.S.; removing certain restrictions regarding complaints received, and the investigation thereof, by the Florida Elections Commission; amending s. 106.29, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Steube—

SB 1278—A bill to be entitled An act relating to permanency; amending s. 39.621, F.S.; deleting a provision listing the order of preference of permanency goals; providing that the best interest of the child is the court’s sole consideration, rather than the primary consideration, in determining a permanency goal for a child in the dependency system; requiring a court to consider specified factors in determining the best interest of the child; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senator Steube—

SB 1280—A bill to be entitled An act relating to involuntary commitment; amending s. 393.11, F.S.; revising the composition of the petitioning commission; requiring the Agency for Persons with Disabilities to provide certain notice of eligibility determinations; requiring the court to conduct annual hearings on the continued need for involuntary placement in residential services; revising duties of the court in hearings for involuntary admission; providing for participation of a guardian or guardian advocate in placement determinations; amending s. 916.301, F.S.; revising provisions relating to court appointment of certain qualified experts to evaluate a defendant’s mental condition; amending s. 916.3012, F.S.; revising provisions governing acceptable recommended training for a defendant determined incompetent to proceed; amending s. 916.302, F.S.; requiring the court to hold a competency hearing within a specified timeframe when a defendant is competent to proceed; providing for referral of dually diagnosed de-

defendants to the Department of Children and Families or the agency for placement in a facility; providing for transferring a defendant between the department and the agency under certain circumstances; amending s. 916.3025, F.S.; providing for the court to retain jurisdiction over certain defendants found nonrestorable to competency; amending s. 916.303, F.S.; revising provisions governing the dismissal of charges against a defendant found to be incompetent to proceed and who does not have a guardian or guardian advocate; amending s. 916.304, F.S.; providing a limitation on conditional release for community-based competency training for a defendant who is incompetent to proceed; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Taddeo—

SB 1282—A bill to be entitled An act relating to residential property insurance; amending s. 627.7011, F.S.; revising a mandatory homeowner's insurance policy disclosure regarding the absence of flood insurance coverage; requiring the homeowner to place his or her initials on a specified acknowledgment; providing applicability; providing an effective date.

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

By Senator Simmons—

SB 1284—A bill to be entitled An act relating to the homestead exemption for disabled first responders; amending s. 196.102, F.S.; revising the definition of the term “first responder” to include law enforcement officers, correctional officers, firefighters, emergency medical technicians, or paramedics whose injuries are certified by their employing organizations to be caused by service in the line of duty on September 11, 2001, in New York City while responding to terrorist attacks; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simmons—

SB 1286—A bill to be entitled An act relating to the Gardiner Scholarship; amending s. 1002.385, F.S.; revising the meaning of a rare disease within the definition of a “disability” for purposes of the Gardiner Scholarship Program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senators Simmons and Steube—

SB 1288—A bill to be entitled An act relating to tobacco products; providing a short title; amending s. 210.095, F.S.; revising shipping documentation requirements for specified sales of tobacco products; providing criminal and noncriminal penalties; amending s. 322.056, F.S.; deleting provisions requiring driver license penalties for certain persons who commit tobacco-related offenses; amending s. 386.212, F.S.; revising the age limit for smoking near school property; amending s. 569.002, F.S.; defining the term “electronic smoking device”; redefining the term “tobacco products”; deleting the term “any person under the age of 18”; amending s. 569.007, F.S.; prohibiting the sale of tobacco products except under certain circumstances; providing an exception for certain establishments; amending s. 569.0075, F.S.; prohibiting certain entities from gifting sample tobacco products to persons under 21 years of age; amending s. 569.008, F.S.; providing legislative intent; deleting a provision relating to the mitigation of penalties imposed against a dealer for certain violations; amending s. 569.101, F.S.; providing that it is unlawful to sell, deliver, barter, furnish, or give tobacco products to persons under 21 years of age; revising penalties for violations; revising the requirements for a complete defense for persons

charged with certain violations; amending s. 569.11, F.S.; deleting provisions relating to persons under 18 years of age possessing tobacco products; providing that it is unlawful for persons under 21 years of age to misrepresent their age to acquire tobacco products; revising the penalties for certain persons who misrepresent their age; deleting a provision requiring a person participating in community service to be considered an employee of the state for certain purposes; conforming a provision to changes made by the act; amending ss. 569.12, 569.14, and 569.19, F.S.; conforming provisions to changes made by the act; repealing s. 877.112, F.S., relating to restrictions on the sale and delivery of nicotine products and nicotine dispensing devices; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Baxley—

SB 1290—A bill to be entitled An act relating to government actions discriminating against businesses; providing a short title; creating s. 760.65, F.S.; providing definitions; prohibiting certain discriminatory actions by governmental entities against business entities; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stargel—

SB 1292—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.64, F.S.; providing that electronic images of warrants, vouchers, or checks in the Division of Treasury are deemed to be original records; revising the applicable medium, from film or print to electronic, in provisions relating to copies and reproductions of records and documents of the division; amending s. 20.121, F.S.; renaming the Bureau of Fire and Arson Investigations within the Division of Investigative and Forensic Services as the Bureau of Fire, Arson, and Explosives Investigations; creating the Bureau of Insurance Fraud and the Bureau of Workers' Compensation Fraud within the division; amending s. 39.6035, F.S.; requiring certain child transition plans to address financial literacy; specifying requirements for the Department of Children and Families and community-based providers relating to a certain financial literacy curriculum offered by the department; amending s. 39.6251, F.S.; revising conditions under which certain children are eligible to remain in licensed care; amending s. 284.50, F.S.; requiring safety coordinators of state governmental departments to complete, within a certain timeframe, safety coordinator training offered by the department; requiring certain agencies to report certain return-to-work information to the department; authorizing the department to disclose certain personal identifying information of injured or deceased employees which is exempt from disclosure under the Workers' Compensation Law to department-contracted vendors for certain purposes; requiring agencies to provide certain risk management program information to the Division of Risk Management for certain purposes; specifying requirements for agencies in reviewing and responding to certain information and communications provided by the division; amending s. 409.1451, F.S.; revising conditions under which a young adult is eligible for postsecondary education services and support under the Road-to-Independence Program; amending s. 414.411, F.S.; replacing the Department of Economic Opportunity with the Department of Education in a list of entities to which a public assistance recipient may be required to provide written consent for certain investigative inquiries; amending s. 497.168, F.S.; providing an exemption from specified application fees for members and certain veterans of the United States Armed Forces; requiring such members and veterans to provide certain documentation of good standing or honorable discharge; amending s. 497.456, F.S.; specifying the date before when the department must annually review the status of the Preneed Funeral Contract Consumer Protection Trust Fund; requiring the department to transfer, for certain purposes, trust fund sums in excess of a specified amount to the Regulatory Trust Fund each year; amending s. 624.317, F.S.; authorizing the department to conduct investigations of any, rather than specified, agents subject to its jurisdiction; amending ss. 624.34, 624.4094, 624.501, 624.509, and 625.071, F.S.; conforming provisions to changes made by the act; amending s. 626.112, F.S.; requiring a managing general agent to hold a currently effective producer

license rather than a managing general agent license; amending s. 626.171, F.S.; deleting applicability of licensing provisions as to managing general agents; making a technical change; amending s. 626.202, F.S.; providing that certain applicants are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require these applicants to file fingerprints under certain circumstances; providing an exemption from fingerprinting requirements for members and certain veterans of the United States Armed Forces; requiring such members and veterans to provide certain documentation of good standing or honorable discharge; amending s. 626.207, F.S.; conforming a provision to changes made by the act; amending s. 626.221, F.S.; adding a designation that exempts applicants for licensure as an all-lines adjuster from an examination requirement; amending s. 626.451, F.S.; deleting a requirement for law enforcement agencies and state attorney's offices to notify the department or the Office of Insurance Regulation of certain felony dispositions; deleting a requirement for the state attorney to provide the department or office a certified copy of an information or indictment against a managing general agent; conforming a provision to changes made by the act; amending s. 626.521, F.S.; revising requirements for credit and character reports secured and kept by insurers or employers appointing certain insurance representatives; amending s. 626.731, F.S.; deleting a certain qualification for licensure as a general lines agent; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.744, F.S.; conforming a provision to changes made by the act; amending s. 626.745, F.S.; revising conditions under which service representatives and managing general agents may engage in certain activities; amending ss. 626.7451 and 626.7455, F.S.; conforming provisions to changes made by the act; amending s. 626.752, F.S.; revising a requirement for the Brokering Agent's Register maintained by brokering agents; revising the limit on certain personal lines risks an insurer may receive from an agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.793, F.S.; revising the limit on certain risks that certain insurers may receive from a life agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.837, F.S.; revising the limit on certain risks that certain insurers may receive from a health agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.8732, F.S.; deleting a requirement for a licensed non-resident public adjuster to submit a certain annual affidavit to the department; amending s. 626.8734, F.S.; deleting a requirement for a nonresident independent adjuster to submit a certain annual affidavit to the department; amending s. 626.88, F.S.; conforming a provision to changes made by the act; amending s. 626.927, F.S.; revising conditions under which an individual may be licensed as a surplus lines agent solely for the purpose of placing certain coverages with surplus lines insurers; amending s. 626.929, F.S.; revising a condition under which a managing general agent may accept and place certain surplus lines business and compensate certain agents; amending s. 626.930, F.S.; revising a requirement relating to the location of a surplus lines agent's surplus lines business records; amending s. 626.9892, F.S.; authorizing the department to pay up a specified amount of rewards under the Anti-Fraud Reward Program for information leading to the arrest and conviction of persons guilty of arson; amending s. 633.302, F.S.; providing for an additional 4-year term for members of the Florida Fire Safety Board after their initial terms; amending s. 633.304, F.S.; revising circumstances under which an inactive fire equipment dealer license is void; specifying the timeframe when an inactive license must be reactivated; specifying that permittees performing certain work on fire equipment may be contracted rather than employed; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.318, F.S.; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.408, F.S.; specifying prerequisites and retention requirements for a Special Certificate of Compliance that authorizes an individual to serve as an administrative and command head of a fire service provider; amending s. 633.416, F.S.; authorizing fire service providers to employ individuals who received equivalent training while active in the United States Department of Defense; requiring the Division of State Fire Marshal to verify the equivalency of such training before the individual begins employment; requiring such individual to obtain a Firefighter Certificate of Compliance within a specified timeframe; making a technical change; amending s. 633.444, F.S.; deleting a requirement for the Division of State Fire Marshal to develop a staffing and funding

formula for the Florida State Fire College; amending s. 648.27, F.S.; revising conditions under which a managing general agent must also be licensed as a bail bond agent; conforming a provision to changes made by the act; amending s. 648.34, F.S.; providing that individuals applying for bail bond agent licensure are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require such individuals to file fingerprints under certain circumstances; reenacting s. 626.8734(1)(b), F.S., relating to non-resident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Children, Families, and Elder Affairs; and Appropriations.

By Senator Rodriguez—

SB 1294—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a taxpayer identification number or other specified identification number for certain applicants for a driver license; authorizing additional specified documents that are issued by foreign governments to satisfy proof-of-identity requirements; providing that a driver license or temporary permit issued based on specified documents is valid for a specified period; amending s. 322.12, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from waiving certain tests for applicants who provide proof of identity using specified foreign documents; amending s. 322.14, F.S.; requiring the department to mark licenses to indicate compliance with the REAL ID Act of 2005 under specified circumstances; amending ss. 322.17, 322.18, and 322.19, F.S.; prohibiting a licensee from obtaining a duplicate or replacement instruction permit or driver license, renewing a driver license, or changing his or her name or address, except in person and upon submission of specified identification documents under certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 1296—A bill to be entitled An act relating to the Division of Historical Resources; amending s. 267.031, F.S.; removing superfluous language regarding the division's responsibilities in issuing permits for survey, excavation, exploration, and salvage activities on state-owned lands or on state-owned sovereignty submerged lands; amending s. 267.13, F.S.; revising for minors the applicability of penalties relating to prohibited practices regarding archaeological sites and specimens; providing for construction; repealing s. 267.0625, F.S., relating to the abrogation of offensive and derogatory geographic place names; repealing s. 267.115(9), F.S., relating to the division's authorization to implement a program for administering finds of certain artifacts from state-owned river bottoms; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 1298—A bill to be entitled An act relating to juvenile justice; amending s. 985.26, F.S.; requiring that a prolific juvenile offender be held in secure detention until a detention hearing is held if the juvenile violated the conditions of nonsecure detention; amending s. 985.433, F.S.; requiring a court to receive and consider a predisposition report before committing a child if the court determines that adjudication and commitment to the Department of Juvenile Justice is appropriate; providing that the predisposition report is an indispensable prerequisite to commitment which cannot be waived; conforming a cross-reference; amending s. 985.672, F.S.; requiring that a board of directors for the department's direct-support organization be appointed according to the organization's established bylaws; deleting a provision relating to membership of the organization; extending the date of a future repeal; reenacting ss. 790.22(8), 985.115(2), 985.13(2), 985.255(2) and (3)(a) and

(c), and 985.35(1)(a), F.S., relating to detention of a minor for committing a crime and using or possessing a firearm, releasing and delivery of a child from custody, probable cause affidavits, detention criteria and detention hearings, and adjudicatory hearings, respectively, to incorporate the amendment made to s. 985.26, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Perry—

SB 1300—A bill to be entitled An act relating to public nuisances; amending s. 823.05, F.S.; providing that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for the purpose of engaging in criminal gang-related activity is a public nuisance; providing that any place or premises that has been used on more than two occasions within a certain period as the site of specified violations is declared a nuisance and may be abated or enjoined pursuant to specified provisions; making technical changes; providing an effective date.

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

By Senator Brandes—

SB 1302—A bill to be entitled An act relating to consumer report security freezes; amending s. 501.005, F.S.; deleting the authorization for consumer reporting agencies to charge specified fees to consumers electing to place, remove, or temporarily lift a security freeze on their consumer reports; amending s. 501.0051, F.S.; deleting the authorization for consumer reporting agencies to charge a specified fee to representatives of protected consumers electing to place a security freeze on such consumer's consumer reports; deleting the authorization for consumer reporting agencies to charge a specified fee to protected consumers or representatives of protected consumers who elect to remove a security freeze on such consumer's consumer reports; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Young—

SB 1304—A bill to be entitled An act relating to dockless bicycle sharing; creating s. 341.851, F.S.; providing legislative intent; providing definitions; providing insurance requirements for a bicycle sharing company; providing requirements for dockless bicycles made available for reservation by such company; providing company responsibilities; providing for preemption; providing construction; providing an effective date.

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

By Senator Perry—

SB 1306—A bill to be entitled An act relating to reading instruction; amending s. 1011.62, F.S.; requiring K-12 comprehensive reading plans to provide for intensive reading interventions that are delivered by teachers who meet certain criteria beginning with a specified school year; providing requirements for such interventions; amending s. 1012.586, F.S.; requiring the Department of Education to consider the award of endorsements for a teaching certificate to individuals who hold specified certifications or who complete specified programs that meet certain criteria in a specified review; amending s. 1012.98, F.S.; requiring school districts to provide access to training sufficient for certain instructional personnel to earn an endorsement in reading; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Perry—

SB 1308—A bill to be entitled An act relating to environmental regulation; amending s. 373.250, F.S.; deleting an obsolete provision; providing examples of reclaimed water use that may create an impact offset; revising the required provisions of the water resource implementation rule; amending s. 403.064, F.S.; revising legislative findings; requiring the Department of Environmental Protection and the water management districts to develop and enter into a memorandum of agreement providing for a coordinated review of any reclaimed water project requiring a reclaimed water facility permit, an underground injection control permit, and a consumptive use permit; specifying the required provisions of such memorandum; specifying the date by which the memorandum must be developed and executed; amending s. 403.706, F.S.; prohibiting counties and municipalities from requiring the recycling of contaminated recyclable material; providing that counties, municipalities, and recyclable material contractors are not required to collect, transport, or process contaminated recyclable material; defining the term "contaminated recyclable material"; providing applicability; amending s. 403.813, F.S.; providing that a local government may not require further verification from the department for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Rodriguez—

SB 1310—A bill to be entitled An act relating to postsecondary educational institutions; amending s. 1005.04, F.S.; revising the required disclosures specified institutions must make to each prospective student; creating s. 1005.11, F.S.; requiring the commission to annually prepare an accountability report by a specified date; requiring licensed institutions to annually provide certain data to the commission by a specified date; requiring administrative fines for an institution that fails to timely submit the required data; requiring the commission to establish certain benchmarks by rule; amending s. 1005.21, F.S.; revising the membership of the commission; limiting the terms of commission members; amending s. 1005.22, F.S.; requiring the commission to approve an annual budget; providing for the review of certain complaints; authorizing the commission, under certain circumstances, to prohibit the enrollment of new students or to limit the number of students in a program at a licensed institution; amending s. 1005.31, F.S.; revising the commission's evaluation standards for licensure of an institution; requiring the commission to deny a renewal of an annual license for institutions whose federal student loan cohort default rates exceed a specified percent; authorizing the commission to require certain institutions to post a surety bond or similar financial security for specified purposes; requiring the commission to adopt rules; requiring the commission to examine an application for licensure and take certain actions within a specified period; amending s. 1005.32, F.S.; revising criteria for independent postsecondary educational institutions to apply for a license by accreditation; requiring certain institutions to file a retention and completion management plan; amending s. 1005.36, F.S.; revising the criminal penalty for the unlawful closure of certain institutions; requiring the commission to create a Closed Institution Panel by a specified date; providing membership and duties of the panel; amending s. 1005.37, F.S.; requiring the commission to annually determine fees to support the Student Protection Fund; prohibiting the commission from collecting the fees under certain circumstances; amending s. 1005.39, F.S.; requiring the commission to determine the qualifications of certain personnel of licensed institutions; requiring the commission to annually verify that certain personnel have completed certain training by a specified date; authorizing the provision of continuing education by licensed institutions under certain circumstances; requiring that certain evidence be included in initial or renewal application forms provided by the commission; amending ss. 1011.81 and 1011.905, F.S.; requiring that Florida College System institution performance funding for industry certifications and State University System university performance funding take into consideration an institution's federal student loan cohort default rate; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Thurston—

SB 1312—A bill to be entitled An act relating to building standards for state-subsidized developments; amending s. 553.79, F.S.; providing that the Florida Building Code must require state-subsidized developments to have an operational emergency power source; defining the term “emergency power source”; providing an effective date.

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

By Senator Brandes—

SB 1314—A bill to be entitled An act relating to the Florida Capital Formation Act; amending s. 20.60, F.S.; deleting the requirement that the Department of Economic Opportunity manage certain activities related to the commercialization of specified products, services, and ideas; specifying that the Institute for Commercialization of Florida Technology is not an appropriate direct-support organization; amending s. 288.9621, F.S.; including s. 288.96255, F.S., in the Florida Capital Formation Act; amending s. 288.9622, F.S.; revising legislative intent; amending s. 288.9623, F.S.; defining terms; amending s. 288.9625, F.S.; redesignating the Institute for the Commercialization of Public Research as the Institute for Commercialization of Florida Technology; deleting provisions regarding the institute’s responsibilities; requiring that the investment-related affairs of the institute be managed by the private fund manager and overseen by the board of directors; restructuring the board of directors and the selection process for the board of directors; specifying term limits of the board members under certain circumstances; requiring the board of directors to amend the bylaws of the institute under certain circumstances; providing that a director is subject to restrictions on certain conflicts of interest; prohibiting a director from having a financial interest in certain investments; authorizing a director to be reimbursed for certain expenses; granting the institute certain powers; requiring the institute to indemnify certain persons; delegating certain duties to the board of directors; revising to whom the board must provide a copy of the annual report and who may require and receive supplemental data relative to the institute’s operation; specifying that certain requirements be met before the private fund manager is authorized to make an investment in a company, on behalf of the institute; deleting provisions relating to certain duties of the institute; deleting provisions relating to certain fees charged by the institute and the prohibition on using capital in support of certain entities; specifying that the annual report is considered a public record subject to certain exemptions; revising the requirements of the institute’s annual report; listing requirements and prohibitions for the private fund manager; stating the purpose of the institute’s use of the private fund manager; requiring the private fund manager to assume the management of certain assets; authorizing the private fund manager to act on behalf of the institute for certain purposes; requiring that the private fund manager be paid certain fees; authorizing the private fund manager to undertake certain activities on behalf of the institute; requiring the private fund manager to issue an annual report to the board of directors by a specific date; specifying that the annual report is considered a public record subject to certain exemptions; requiring that the report contain certain information; amending s. 288.96255, F.S.; requiring that certain proceeds be returned to the Florida Technology Seed Capital Fund after the payment of certain costs and fees; requiring the institute to employ a private fund manager; requiring the private fund manager to perform specific duties; requiring that the private fund manager receive certain fees and costs at a specified time; requiring the private fund manager to use a certain process to evaluate a proposal; requiring the private fund manager to consider certain factors when approving a company for investment; deleting specific requirements for the investment of funds; authorizing the private fund manager, in addition to the institute, to perform certain tasks; amending s. 288.9627, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Simmons—

SB 1316—A bill to be entitled An act relating to the Uniform Voidable Transactions Act; providing a directive to the Division of Law Revision and Information; amending s. 726.101, F.S.; revising a short title; amending s. 726.102, F.S.; revising and defining terms; amending s. 726.103, F.S.; removing conditions under which a partnership is insolvent; imposing upon certain debtors the burden of proving insolvency; amending ss. 726.105 and 726.106, F.S.; imposing upon certain creditors the burden of proving elements of a claim for relief; amending s. 726.107, F.S.; conforming provisions to changes made by the act; amending s. 726.108, F.S.; providing conditions under which attachments or other provisional remedies are available to creditors; amending s. 726.109, F.S.; revising the parties subject to judgments for recovery of a creditor’s claim; revising conditions under which a transfer is not voidable; imposing upon specified persons the burden of proving certain applicability, claim elements, and adjustments; providing requirements for standard of proof; amending ss. 726.110, 726.111, and 726.112, F.S.; conforming provisions to changes made by the act; creating s. 726.113, F.S.; providing that claims for relief are governed by specified claims law; creating s. 726.114, F.S.; defining terms; providing applicability of specified provisions for series organizations and the protected series of such organizations; creating s. 726.115, F.S.; providing applicability of a specified federal act; providing an effective date.

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

By Senator Rouson—

SB 1318—A bill to be entitled An act relating to education for prisoners; amending s. 944.801, F.S.; authorizing the Department of Corrections to contract with certain entities to provide educational services for the Correctional Education Program; amending s. 951.176, F.S.; authorizing each county to contract with certain entities to provide educational services for county inmates; amending s. 1011.80, F.S.; removing a provision prohibiting state funds for the operation of post-secondary workforce programs from being used for the education of certain state inmates; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Braynon—

SB 1320—A bill to be entitled An act relating to the Sterile Needle and Syringe Exchange Pilot Program; amending s. 381.0038, F.S.; authorizing the pilot program established by the University of Miami and its affiliates to serve Palm Beach County in addition to Miami-Dade County; requiring certain quarterly reports to be submitted to the Department of Health in Palm Beach County on or before specified dates; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Powell—

SB 1322—A bill to be entitled An act relating to open and expired building permits; amending s. 489.129, F.S.; authorizing the Construction Industry Licensing Board to take specified actions against any certificateholder or registrant if a contractor, a financially responsible officer, or a certain business organization is found guilty of failing to properly close any permit or satisfy any applicable permit requirement; creating s. 553.7905, F.S.; requiring a building permit to be considered an open permit if it is issued for any portion of construction of any commercial, residential, or mixed-use project that has not received final inspection approval and that has not complied with other requirements of the permit at issue within a specified period; requiring an open permit that expires without receiving final inspection approval and complying with other requirements of the permit at issue to be considered an expired permit; specifying conditions under which a permit is a closed permit; authorizing uncompleted permitted projects to be transferred, or sold, and completed by a new owner in accordance with procedures or requirements of a local governmental jurisdiction; au-

thorizing open or expired permits to be closed by or on behalf of the current property owner by complying with certain requirements; providing applicability; prohibiting the permitting authority from denying issuance of permits to, issuing notices of violation to, or fining, penalizing, sanctioning, or assessing fees against a subsequent arms-length purchaser of the subject property for value solely because a building permit was not properly closed within certain periods; requiring the permitting authority to continue to have all rights and remedies against the property owner and contractor identified on the permit; requiring the Florida Building Commission to adopt rules and amend the applicable Florida Building Code to enact procedures designed to encourage property owners and contractors to close permits properly; authorizing individual trade permits or certain other permit types to be closed under certain circumstances; providing applicability; authorizing local boards or governmental jurisdictions to adopt stricter standards to govern the closure of building permits under certain circumstances; authorizing the owner of a home for sale to assume the role of an owner-builder in order to resolve an open permit for a substantially completed project under certain circumstances; prohibiting such owner from being required to continue to reside in the home for a specified period; authorizing a local building official to refuse to accept new permit applications from any contractor who holds expired or inactive permits under a specified circumstance; authorizing a contractor to hold an unlimited number of active permits; providing that provisions in the Florida Building Code authorizing permits to be administratively closed by the local building official are not applicable to a permit subject to regulation by an agency not specifically enforcing the Florida Building Code, except where the local building official has regulatory authority over other areas related to the permit; requiring the local building department to provide to the property owner a certain mandatory written notice when issuing a building permit, subject to certain requirements; authorizing a governmental entity to charge only one search fee for searching for and identifying certain open or unexpired building permits in an amount commensurate with research and time costs incurred by the jurisdiction; requiring, for a permit issued after a certain date, the local building department to send a written notice to the current property owner within a specified period after issuance of such permit if the permit has not been properly closed within that period; providing requirements for the notice; providing that failure to receive written notice does not relieve the contractor or property owner from taking the necessary actions to legally close a permit; providing construction; providing an effective date.

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

By Senator Mayfield—

SB 1324—A bill to be entitled An act relating to instructional personnel and school administrator salary schedules; amending s. 1012.22, F.S.; removing a definition; authorizing a district school board to use an advanced degree in setting a salary schedule for specified employees; requiring each district school board to adopt a salary schedule for specified employees; authorizing, rather than requiring, a district school board to adopt a performance salary schedule; providing requirements for setting the base salary for specified personnel under the performance salary schedule; authorizing, rather than requiring, a district school board to provide for specified salary supplements; amending ss. 24.121 and 1002.333, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Baxley—

SB 1326—A bill to be entitled An act relating to the management of storm-generated debris and solid waste; amending s. 403.703, F.S.; revising the definition of “recovered materials” to include certain wood, asphalt, and concrete materials; amending s. 403.7071, F.S.; specifying that the Governor may also order or proclaim storm events that result in certain storm-generated debris provisions; requiring local governments to suspend exclusive contracts for the collection, hauling, staging, or disposal of storm-generated debris and solid waste under certain conditions; prohibiting local governments from entering into and extending such contracts after a specified date; providing applicability;

providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Perry—

SB 1328—A bill to be entitled An act relating to affordable housing; amending ss. 125.379 and 166.0451, F.S.; revising the criteria that counties and municipalities must use when evaluating real property as part of their inventory for disposal of lands; amending s. 163.3180, F.S.; prohibiting local governments from charging certain mobility fees for a specified period; preempting to the state the right to impose such fees; amending s. 163.31801, F.S.; prohibiting local governments from charging certain impact fees for a specified period; preempting to the state the right to impose such fees; specifying additional information that must be submitted by specified entities when submitting their annual financial reports; creating s. 420.0007, F.S.; providing a local permit approval process for affordable housing; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; creating s. 420.54, F.S.; creating the Hurricane Housing Recovery Program to provide funds for specified purposes related to affordable housing; requiring that the Florida Housing Finance Corporation administer the program according to specified procedures; specifying how program funds are to be used; creating the Recovery Rental Loan Program to provide funds for specified purposes related to rental housing; providing legislative intent; requiring an annual report regarding the housing recovery program; authorizing the corporation to adopt emergency rules to implement the programs; providing legislative findings regarding such emergency rulemaking; exempting the emergency rules from specified requirements; providing appropriations; creating s. 420.56, F.S.; providing a process for certain entities to dispose of surplus lands for use for the construction of affordable housing; amending s. 420.9071, F.S.; revising the definition of “local housing incentive strategies”; amending ss. 253.0341, 337.25, and 373.089, F.S.; revising the procedures under which the board of trustees, the Department of Transportation, and the water management districts must dispose of nonconservation surplus lands; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 1330—A bill to be entitled An act relating to state officer post-service lobbying restrictions; amending s. 112.313, F.S.; prohibiting legislators and statewide elected officers from personally representing another person or entity for compensation before any state government body or state agency except judicial tribunals for a specified time period following vacation of office; deleting a prohibition on a former legislator from acting as a lobbyist before an executive branch agency, agency official, or employee for a specified period following vacation of office; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Perry—

SB 1332—A bill to be entitled An act relating to the restoration of civil rights; creating s. 947.131, F.S.; defining terms; requiring an application for the restoration of civil rights that has been submitted before a specified date which qualifies as a priority application to be processed and the investigation completed before certain other applications; specifying deadlines to complete investigations for certain priority applications; requiring the Department of Law Enforcement to conduct the portion of the investigation related to an applicant's criminal history background screening under certain circumstances; requiring the criminal history background screening to provide specified information; requiring the applicant to keep the Florida Commission on Offender Review informed of his or her correct address, including his or her e-mail address, throughout the clemency process; requiring the

commission to provide annual written notification to the applicant on the status of the application review process; providing requirements for such notification; requiring the commission to notify an applicant within a specified period of time of any incomplete portions of the application or any facts that are determined in the prescreening review to deem the applicant ineligible for restoration of civil rights; requiring an applicant to be given a specified period of time to remedy any incomplete portions or discrepancies of the application; requiring a confidential case analysis report prepared by the commission to be submitted to the applicant immediately upon completion, subject to certain requirements; requiring an applicant to be given a specified period of time to dispute and remedy any discrepancies in the confidential case analysis report; providing that records maintained by the commission related to a submitted application and such application's status are public records; requiring the commission to provide information on the status of an application if a member of the Senate or the House of Representatives submits any written request to the commission for such information on behalf of the member's constituent; providing rule-making authority; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Baxley—

SB 1334—A bill to be entitled An act relating to early childhood education; creating s. 1002.78, F.S.; requiring schools designated as one of the 300 lowest-performing elementary schools to include an Early Childhood Transition Team in their required school improvement plans; requiring the principal of each school, in consultation with a local early learning coalition, to appoint certain members to the team; requiring the team to develop a transition plan that contains certain elements; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Thurston—

SB 1336—A bill to be entitled An act relating to medical marijuana retail facilities; amending s. 381.986, F.S.; revising definitions of the terms “edibles,” “low-THC cannabis,” “marijuana,” and “marijuana delivery device” to include items that are dispensed by a medical marijuana retail facility; defining the term “medical marijuana retail facility”; revising the definition of the term “medical use” to include the use of marijuana dispensed by a medical marijuana retail facility; revising the definition of the term “physician certification” to authorize a qualified patient to receive marijuana and a marijuana delivery device from a medical marijuana retail facility; prohibiting qualified physicians and caregivers from being employed by or having an economic interest in a medical marijuana retail facility; requiring that the medical marijuana use registry maintained by the Department of Health be accessible to medical marijuana retail facilities for certain verification purposes; revising provisions to authorize medical marijuana retail facilities to dispense marijuana, marijuana delivery devices, and edibles under certain conditions; providing that a medical marijuana retail facility is not subject to certain dispensing facility requirements; requiring that the computer seed-to-sale marijuana tracking system that is maintained by the department be used by medical marijuana retail facilities; specifying that a medical marijuana treatment center may contract with no more than a specified number of medical marijuana retail facilities; prohibiting a medical marijuana treatment center from owning or operating a medical marijuana retail facility; requiring the department to license medical marijuana retail facilities, beginning on a specified date, for a specified purpose; requiring the department to adopt rules related to the application form and establishing a procedure for the issuance and biennial renewal of licenses, including fees; requiring that the department identify applicants with strong diversity plans and implement training and other educational programs to enable certain minority persons and enterprises to qualify for licensure; prohibiting an individual identified as an applicant, owner, officer, board member, or manager from being listed as such on more than one application for licensure as a medical marijuana retail facility; prohibiting an individual or entity from being awarded more than one facility license; providing that each such license is valid for only one physical location; prohibiting a medical marijuana treatment center from being

awarded a license as a medical marijuana retail facility; requiring that applicants demonstrate that they satisfy certain criteria; prohibiting a medical marijuana retail facility from making a wholesale purchase of marijuana from a medical marijuana treatment center and from transporting marijuana, marijuana delivery devices, or edibles; specifying that a medical marijuana retail facility may only contract with one medical marijuana treatment center; providing requirements for the transfer of ownership of a medical marijuana retail facility; prohibiting medical marijuana retail facilities and any individuals who control or have a certain ownership or voting interest in such facilities from acquiring certain direct or indirect ownership or control of another medical marijuana retail facility; prohibiting certain profit-sharing arrangements; providing operational and dispensing requirements and prohibitions for medical marijuana retail facilities; prohibiting a medical marijuana retail facility from engaging in Internet sales; prohibiting certain medical marijuana retail facility advertising and providing exceptions; requiring that certain information be posted on a medical marijuana retail facility website; authorizing the department to adopt rules; requiring the department to establish procedures for operation, conduct periodic inspections, and restrict the location of such facilities; authorizing counties and municipalities to determine the location of such facilities by ordinance under certain conditions; imposing criminal penalties on persons or entities that engage in specified unlicensed activities; providing that a medical marijuana retail facility and its owners, managers, and employees are exempt from prosecution for certain offenses and from other specified regulation and requirements; amending s. 381.987, F.S.; requiring the department to allow a medical marijuana retail facility to access confidential and exempt information in the medical marijuana use registry for certain verification purposes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Thurston—

SB 1338—A bill to be entitled An act relating to mold assessors and mold remediators; amending s. 468.841, F.S.; authorizing, upon the declaration of an emergency, an exemption from mold assessor and mold remediator licensure and certain regulatory requirements for out-of-state assessors and remediators for a specified time, subject to certain conditions; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Accountability; and Rules.

By Senator Benacquisto—

SB 1340—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2018 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2018 shall be effective immediately upon publication; providing that general laws enacted during the June 7-9, 2017, special session and prior thereto and not included in the Florida Statutes 2018 are repealed; providing that general laws enacted after the June 7-9, 2017, special session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 1342—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68,

554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.34, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 1344—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 39.0011, 161.143(5)(e), 193.1552, 216.292(8), 218.417, 218.418, 218.421, 218.422, 259.105(3)(m), 272.136(7), 296.37(3), 322.03(1)(c), 327.4105, 328.76(1)(e) and (f), 339.135(4)(i) and (j) and (5)(b) and (c), 375.075(4), 380.507(2)(h), 393.065(8), 403.7095(3), 408.0436, 420.5087(10), 420.9072(10), 430.82, 663.01(9), 663.041, 893.055(17), 1008.34(7), and 1012.341, F.S., and amending ss. 212.08(7)(jjj) and 394.462, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2018 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 39.001, 409.1666, and 663.532, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 1346—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.2551, 101.5614, 122.34, 201.02, 394.907, 395.602, 395.603, and 395.604, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; amending ss. 101.6952, 102.141, and 102.166, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

By Senator Perry—

SB 1348—A bill to be entitled An act relating to community development districts; amending s. 190.046, F.S.; authorizing adjacent lands located within the county or municipality which a petitioner anticipates adding to the boundaries of a new community development district to also be identified in a petition to establish the new district under certain circumstances; providing requirements for the petition; providing notification requirements for the petition; prohibiting a parcel from being included in the district without the written consent of the owner of the parcel; authorizing a person to petition the county or municipality to amend the boundaries of the district to include a certain parcel after establishment of the district; prohibiting a filing fee for such petition; providing requirements for the petition; requiring the person to provide the petition to the district and to the owner of the proposed additional parcel before filing the petition with the county or municipality; requiring the county or municipality to process the addition of the parcel to the district as an amendment to the ordinance that establishes the district once the petition is determined sufficient and complete; authorizing the county or municipality to process all such petitions even if the addition exceeds specified acreage; providing notice requirements for the intent to amend the ordinance establishing the district; providing that the amendment of a district by the addition of a parcel does not alter the transition from landowner voting to qualified elector voting; requiring the petitioner to cause to be recorded a certain notice of boundary amendment upon adoption of the ordinance expanding the district; providing construction; providing an effective date.

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

By Senator Perry—

SB 1350—A bill to be entitled An act relating to airports; amending s. 332.007, F.S.; increasing eligibility for certain funding by the Department of Transportation to include airports that have fewer than a specified number of commercial passenger enplanements annually; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Taddeo—

SB 1352—A bill to be entitled An act relating to a long-acting reversible contraception pilot program; providing legislative findings; creating s. 381.00515, F.S.; requiring the Department of Health to establish a long-acting reversible contraception (LARC) pilot program in Broward, Miami-Dade, and Palm Beach Counties; providing the purpose of the pilot program; requiring the department to contract with family planning providers to implement the pilot program; requiring such contracts to include specified provisions; requiring the department to apply for grants for additional funding; requiring the department to submit a report to the Governor and the Legislature; requiring the department to publish the report on its website; specifying requirements for the report; providing an appropriation; requiring the department to distribute appropriated funds equally among the participating counties; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Taddeo—

SB 1354—A bill to be entitled An act relating to tax preferences; amending s. 216.012, F.S.; requiring the Legislative Budget Commission's long-range financial outlook to delineate projected revenues attributable to tax preferences; creating s. 216.41, F.S.; defining the term "tax preference"; requiring the repeal of a new tax preference or a substantially amended existing tax preference after a specified timeframe unless the Legislature acts to reenact the tax preference; requiring such reenactments, under certain circumstances, to include the identifiable public purpose served by the tax preference; providing retroactive applicability of certain legislative review requirements to tax preferences enacted before a specified date; providing that such tax preferences do not remain in effect after a specified date unless specifically reviewed and reenacted; requiring a tax preference enacted or substantially amended after a specified date to include the identifiable public purpose served by the tax preference and to specify certain information; providing construction; requiring the Legislature to establish and publish a certain schedule of tax preference reviews during certain regular legislative sessions; requiring that subsequent tax preference reviews be conducted at certain intervals; requiring the Legislature to consider certain factors in reviewing tax preferences; providing that the state may not be made a party to any suit and does not incur liability for certain actions; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Rader—

SB 1356—A bill to be entitled An act relating to the Companion Animal Public-Private Partnership Act; providing legislative findings; providing definitions; prohibiting animal shelters from euthanizing animals under certain conditions; authorizing animal shelters to assess certain fees; providing exceptions; providing an effective date.

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

By Senator Rader—

SB 1358—A bill to be entitled An act relating to income inequality; providing a short title; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study to identify the legislative actions and funding necessary to achieve specified goals in reducing income inequality; requiring the office to submit a report to the Legislature by a certain date; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Commerce and Tourism; Appropriations; and Rules.

By Senator Broxson—

SB 1360—A bill to be entitled An act relating to child welfare; amending s. 39.0138, F.S.; authorizing the Department of Children and Families to grant an exemption from a fingerprinting requirement to certain household members who are being considered for placement of a child; requiring the department to adopt rules; revising offenses that prohibit the department from placing a child with the offender; amending s. 409.175, F.S.; defining the term “severe disability”; authorizing the department to grant an exemption from a fingerprinting requirement to certain household members who have a severe disability and for purposes of licensure as a licensed family foster home, child-placing agency, or residential child-caring agency; amending s. 409.991, F.S.; redefining the term “proportion of children in care” to include children whose families are receiving support services; revising the equity allocation of core services funds; revising the equity allocation model for the allocation of new core services funds; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Baxley—

SB 1362—A bill to be entitled An act relating to registration of home caregivers; creating s. 430.075, F.S.; providing definitions; authorizing local governmental authorities to establish a registration program for home caregivers under certain conditions; establishing minimum requirements for registration; providing exclusions from registration requirements; providing applicability of existing ordinances; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rader—

SB 1364—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements to certain identifying and location information of current or former directors, managers, supervisors, nurses, and clinical employees of substance abuse service providers that are licensed under part II of ch. 397, F.S., and the spouses and children thereof; providing for retroactive applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Rader—

SB 1366—A bill to be entitled An act relating to bullying and harassment in community associations; providing a short title; providing applicability; providing definitions; providing association requirements relating to the prohibition of bullying and harassment; providing civil penalties; providing immunity to certain persons from certain causes of action for damages; providing legislative intent; providing an effective date.

—was referred to the Committees on Regulated Industries; Children, Families, and Elder Affairs; and Rules.

By Senator Mayfield—

SB 1368—A bill to be entitled An act relating to interruption of services; amending s. 180.06, F.S.; prohibiting a municipality or private company from charging for garbage pick-up services that are not rendered within a specified period; requiring a municipality or private company to issue a credit on a monthly bill or a refund within a specified timeframe; providing for the calculation of the credit or refund; requiring the payment to the customer of a specified penalty if a credit or refund is not issued within a specified timeframe; amending s. 364.04, F.S.; prohibiting a telecommunications company from charging for services that are interrupted for longer than a specified period; requiring a telecommunications company to issue a credit on a customer's monthly bill or a refund within a specified timeframe; providing for the calculation of the credit or refund; requiring payment to the customer of a specified penalty if a credit or refund is not issued within a specified timeframe; authorizing the Public Service Commission to adopt rules for a certain purpose; amending s. 610.108, F.S.; prohibiting a cable and video service provider from charging for services that are interrupted for longer than a specified period; requiring a cable or video service provider to issue a credit on a monthly bill or a refund within a specified timeframe; providing for the calculation of the credit or refund; requiring payment to the customer of a specified penalty if a credit or refund is not issued within a specified timeframe; providing an effective date.

—was referred to the Committees on Community Affairs; Communications, Energy, and Public Utilities; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Mayfield—

CS for SB 52—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Steube and Mayfield—

CS for CS for SB 98—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; authorizing the Financial Services Commission to adopt certain rules; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for insureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

By the Committee on Agriculture; and Senator Grimsley—

CS for SB 170—A bill to be entitled An act relating to the Rural Economic Development Initiative; amending s. 288.0656, F.S.; revising legislative intent relating to the Rural Economic Development Initiative; redefining the term “rural area of opportunity”; revising the duties, responsibilities, and membership of the Rural Economic Development Initiative; deleting a provision limiting the number of rural areas of opportunity that may be designated; deleting a provision listing the economic development incentives for which the Governor may waive criteria requirements or similar provisions; deleting a requirement that certain catalyst projects be identified as such by Enterprise Florida, Inc.; revising reporting requirements; amending ss. 163.3177, 163.3187, 257.193, 288.019, 288.06561, 290.0055, 290.06561, 337.403, 339.2818, 339.2819, 339.63, 479.16, and 627.6699, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 238—A bill to be entitled An act relating to conditional medical release; amending s. 947.149, F.S.; defining the term “inmate with a debilitating illness”; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; creating permissive conditional medical release; requiring the Department of Corrections to refer eligible inmates; authorizing the Florida Commission on Offender Review to release eligible inmates; creating mandatory conditional medical release; providing criteria for eligibility; requiring the department to refer an eligible inmate to the commission; requiring that certain inmates whose eligibility is verified by the commission be placed on conditional medical release; requiring that the department’s referral for release include certain information; requiring the commission to review the information and verify an inmate’s eligibility within a certain timeframe; authorizing electronic monitoring for an inmate on conditional medical release; reenacting ss. 316.1935(6), 775.084(4)(k), 775.087(2)(b) and (3)(b), 784.07(3), 790.235(1), 794.0115(7), 893.135(1)(b), (c), and (g) and (3), 921.0024(2), 944.605(7)(b), 944.70(1)(b), 947.13(1)(h), and 947.141(1), (2), and (7), F.S., all relating to authorized conditional medical release granted under s. 947.149, F.S., to incorporate the amendment made to s. 947.149, F.S., in references thereto; providing an effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Brandes—

CS for CS for SB 296—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the term “craft distillery”; providing limitations on retail sales by a craft distillery to consumers; providing that it is unlawful to transfer a distillery license, or ownership in a distillery license, for certain distilleries to certain individuals or entities; prohibiting a craft distillery from having its ownership affiliated with certain other distilleries; authorizing a craft distillery to transfer distilled spirits from certain locations to its souvenir gift shop; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Gibson—

CS for SB 424—A bill to be entitled An act relating to public records and public meetings; amending s. 415.1103, F.S.; specifying that information obtained by an elder abuse fatality review team which is exempt or confidential and exempt from public records requirements retains its protected status; providing an exemption from public records requirements for identifying information of an elder abuse victim in records created by a review team; providing an exemption from public meetings requirements for portions of review team meetings at which exempt or confidential and exempt information or the identity of an elder abuse victim is discussed; providing for future legislative review and repeal; providing statements of public necessity; providing a contingent effective date.

By the Committee on Judiciary; and Senator Young—

CS for SB 566—A bill to be entitled An act relating to unlawful detention by a transient occupant; amending s. 82.045, F.S.; revising factors that establish a person as a transient occupant of residential property; specifying circumstances when a transient occupancy terminates; providing that a transient occupancy is not extended by the presence of personal belongings of a former transient occupant; requiring the party entitled to possession of a dwelling to allow a former transient occupant to recover personal belongings at reasonable times and under reasonable conditions; specifying a reasonable time to recover personal belongings; authorizing a party entitled to possession of the dwelling, under certain circumstances, to impose additional conditions on access to the dwelling or personal belongings; providing a presumption of when a former transient occupant has abandoned his or her personal belongings; providing circumstances in which the period for recovering personal belongings may be extended or shortened; authorizing a former transient occupant, under certain circumstances, to bring a civil action for damages or recovery of personal belongings; requiring a court to award the prevailing party reasonable attorney fees and costs; providing construction; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Young—

CS for CS for SB 568—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising penalties; providing an effective date.

By the Committee on Criminal Justice; and Senators Baxley, Steube, Book, Rouson, and Mayfield—

CS for SB 618—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 934.255, F.S.; defining terms; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; specifying requirements for the issuance of a subpoena; authorizing a subpoenaed person to petition a court for an order modifying or setting aside the subpoena or a prohibition on disclosure; authorizing an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects under certain circumstances; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; specifying the acts that constitute an adverse result; requiring the investigative or law enforcement officer to maintain a true copy of a written certification; authorizing a court to grant extension of certain periods under certain circumstances; requiring an investigative or law enforcement officer to serve or deliver a copy of the process along with specified information upon the expiration of a non-disclosure period or delay of notification; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying the existence of a subpoena under certain circumstances; authorizing an investigative or law enforcement officer to petition a court to compel compliance; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; precluding a cause of action against certain entities or persons for providing information, facilities, or assistance in accordance with terms of a subpoena; providing for preservation of evidence pending issuance of process; providing that certain entities or persons shall be held harmless from any claim and civil liability resulting from disclosure of specified information; providing for reasonable compensation for reasonable expenses incurred in providing assistance; requiring that a subpoenaed witness be paid certain fees and mileage; providing an effective date.

By the Committee on Agriculture; and Senator Stargel—

CS for SB 740—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; specifying a methodology for the assessment of certain structures in citrus production; amending s. 379.361, F.S.; transferring authority to issue licenses for oyster harvesting in Apalachicola Bay from the department to the City of Apalachicola; revising the disposition and permitted uses of license proceeds; amending s. 487.041, F.S.; deleting obsolete provisions; deleting a requirement that all pesticide registration fees be submitted electronically; amending s. 493.6105, F.S.; revising the submission requirements for a Class “K” firearm license application; amending s. 493.6113, F.S.; revising submission requirements for a Class “K” firearm license renewal; amending s. 496.415, F.S.; prohibiting the comingling of funds in connection with the planning, conduct, or execution of any solicitation or charitable or sponsor sales promotion; amending s. 496.418, F.S.; revising recordkeeping and accounting requirements for solicitations of funds; amending s. 500.459, F.S.; revising permitting requirements and operating standards for water vending machines; amending s. 501.059, F.S.; revising the term “telephonic sales call”; prohibiting telephone solicitors from initiating certain contact with businesses who previously communicated that they did not wish to be so contacted; creating s. 501.6175, F.S.; specifying recordkeeping requirements for commercial telephone sellers; amending s. 501.912, F.S.; revising terms; amending s. 501.913, F.S.; authorizing antifreeze brands to be registered for a specified period; deleting a provision relating to the registration of brands that are no longer in production; specifying a certified report requirement for first-time applications; amending s. 501.917, F.S.; revising department sampling and analysis requirements for antifreeze; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 501.92, F.S.; revising when the department may require an antifreeze formula for analysis; amending s. 525.07, F.S.; authorizing the department to seize skimming devices without a warrant; amending s. 526.51, F.S.; revising application requirements and fees for brake fluid brands; deleting a provision relating to the registration of brands that are no longer in production; amending s. 526.53, F.S.; revising department sampling and analysis requirements for brake fluid; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 527.01, F.S.; revising terms; amending s. 527.02, F.S.; revising the persons subject to liquefied petroleum business licensing provisions; revising such licensing fees and requirements; revising reporting and fee requirements for certain material changes to license information; deleting a provision authorizing license transfers; amending s. 527.0201, F.S.; revising the persons subject to liquefied petroleum qualifier competency examination, registry, supervisory, and employment requirements; revising the expiration of qualifier registrations; revising the persons subject to master qualifier requirements; revising master qualifier application requirements; deleting provisions specifying that a failure to replace master qualifiers within certain periods constitutes grounds for license revocation; deleting a provision relating to facsimile transmission of duplicate licenses; amending s. 527.021, F.S.; revising the circumstances under which liquefied petroleum gas bulk delivery vehicles must be registered with the department; amending s. 527.03, F.S.; authorizing certain liquefied petroleum gas registrations to be renewed for 2 or 3 years; deleting certain renewal period requirements; amending s. 527.04, F.S.; revising the persons required to provide the department with proof of insurance; revising the required payee for a bond in lieu of such insurance; amending s. 527.0605, F.S.; deleting provisions requiring licensees to submit a site plan and review fee for liquefied petroleum bulk storage container locations; amending s. 527.065, F.S.; revising the circumstances under which a liquefied petroleum gas licensee must notify the department of an accident; amending ss. 527.10 and 527.21, F.S.; conforming provisions to changes made by the act; amending s. 527.22, F.S.; deleting an obsolete provision; amending s. 531.67, F.S.; extending the expiration date of certain provisions relating to permits for commercially operated or tested weights or measures instruments or devices; amending s. 570.07, F.S.; authorizing the department to waive certain fees during a state of emergency; amending s. 573.111, F.S.; revising the required posting location for the issuance of an agricultural commodity marketing order; amending s. 578.011, F.S.; revising and defining terms; creating s. 578.012, F.S.; providing legislative intent; creating a preemption of local law relating to regulation of seed; amending s. 578.08, F.S.; revising application requirements for the registration of seed dealers; conforming provisions to changes made by the act; specifying that a receipt from the department need not be written to constitute a

permit; deleting an exception to registration requirements for certain experiment stations; requiring the payment of fees when packet seed is placed into commerce; amending s. 578.09, F.S.; revising labeling requirements for agricultural, vegetable, flower, tree, and shrub seeds; conforming a cross-reference; repealing s. 578.091, F.S., relating to labeling of forest tree seed; amending s. 578.10, F.S.; revising exemptions to seed labeling, sale, and solicitation requirements; amending s. 578.11, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 578.12, F.S.; conforming provisions to changes made by the act; amending s. 578.13, F.S.; conforming provisions to changes made by the act; specifying that it is unlawful to move, handle, or dispose of seeds or tags under a stop-sale notice or order without permission from the department; specifying that it is unlawful to represent seed as certified except under specified conditions or to label seed with a variety name under certain conditions; repealing s. 578.14, F.S., relating to packet vegetable and flower seed; amending s. 578.181, F.S.; revising penalties; amending s. 578.23, F.S.; revising recordkeeping requirements relating to seed labeling; amending s. 578.26, F.S.; conforming provisions to changes made by the act; specifying that certain persons may not commence legal proceedings or make certain claims against a seed dealer before certain findings and recommendations are transmitted by the seed investigation and conciliation council to the complainant and dealer; deleting a requirement that the department transmit such findings and recommendations to complainants and dealers; requiring the department to mail a copy of the council's procedures to both parties upon receipt of a complaint; amending s. 578.27, F.S.; removing alternate membership from the seed investigation and conciliation council; revising the terms of members of the council; conforming provisions to changes made by the act; revising the purpose of the council; revising the council's investigatory process; renumbering and amending s. 578.28, F.S.; making a technical change; creating s. 578.29, F.S.; prohibiting certain noxious weed seed from being offered or exposed for sale; amending s. 590.02, F.S.; authorizing the Florida Forest Service to pay certain employees' initial commercial driver license examination fees; amending s. 790.06, F.S.; revising required department handling of incomplete criminal history information in relation to licensure to carry concealed firearms; revising the required furnished statement to obtain a duplicate or substitute concealed weapon or firearm license; amending s. 790.0625, F.S.; revising required tax collector collection and remittance of firearm license fees; revising the fees which a tax collector may retain; authorizing certain tax collectors to print and deliver certain replacement licenses under certain conditions; authorizing certain tax collectors to offer fingerprinting and photographing services to aid license applicants; creating s. 817.417, F.S.; providing a short title; defining terms; specifying department duties and responsibilities relating to government impostor and deceptive advertisements; requiring rulemaking by the department; specifying that it is a violation to disseminate certain misleading or confusing advertisements, to make certain misleading or confusing representations, to use content implying or leading to confusion that such content is from a governmental entity when such is not true, to fail to provide certain disclosures, and to fail to provide certain responses and answers to the department; requiring a person offering documents that are available free of charge or at a lesser price from a governmental entity to provide a certain disclosure; providing penalties; amending s. 489.105, F.S.; conforming provisions to changes made by the act; reenacting s. 527.06(3), F.S., relating to published standards of the National Fire Protection Association; providing an effective date.

By the Committee on Regulated Industries; and Senator Hutson—

CS for SB 822—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer or importer of malt beverages and a licensed vendor; providing conditions for the exemption; prohibiting the manufacturer or importer of malt beverages from soliciting or receiving any portion of certain payments from its distributors; specifying that a brand naming rights agreement does not obligate or place responsibility upon a distributor; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Hukill—

CS for SB 826—A bill to be entitled An act relating to the taxpayers' rights advocate; amending s. 20.21, F.S.; providing for the appointment of the taxpayers' rights advocate within the Department of Revenue by the Chief Inspector General rather than by the department's executive director; revising the supervisory authority over the taxpayers' rights advocate; providing that the taxpayers' rights advocate may be removed from office only by the Chief Inspector General; requiring the taxpayers' rights advocate to furnish an annual report to the Governor, the Legislature, and the Chief Inspector General by a specified date; providing requirements for the report; amending s. 213.018, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 854—A bill to be entitled An act relating to correctional officers; amending s. 943.13, F.S.; authorizing a full-time, part-time, or auxiliary correctional officer to be employed at 18 years of age; creating s. 944.145, F.S.; prohibiting a correctional officer who is under 19 years of age from supervising inmates; authorizing a correctional officer who is under 19 years of age to perform all other tasks performed by a full-time, part-time, or auxiliary correctional officer; providing an effective date.

By the Committee on Regulated Industries; and Senator Bean—

CS for SB 876—A bill to be entitled An act relating to alarm verification; amending s. 489.529, F.S.; revising requirements for alarm verification to include additional methods by which an alarm monitoring company may verify a residential or commercial intrusion/burglary alarm signal and to require that two attempts be made to verify an alarm signal; providing an effective date.

By the Committee on Criminal Justice; and Senators Bracy and Rouson—

CS for SB 928—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; revising threshold amounts and types of property which qualify for theft offenses; amending s. 812.015, F.S.; revising threshold amounts for retail theft; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 985.557, F.S.; conforming cross-references; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 538.09(5), 538.23(2), 550.6305(10), 634.319(2), 634.421(2), 636.238(3), 642.038(2), 705.102(4), 718.111(1)(d), 812.015(2), 812.0155(1) and (2), 812.14(4)(7), and (8), 893.138(3), 943.051(3)(b), and 985.11(1)(b), F.S., relating to adverse possession without color of title, criminal history checks for certain water management district employees and others, clinic responsibilities, responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable, moneys received by contractors, secondhand dealer registration, secondary metals recycler violations and penalties, intertrack wagering, diversion or appropriation of funds by warranty association sales representatives, collection of fees for purported membership in discount plan organizations, diversion or appropriation of funds by legal expense insurance sales representatives, reporting lost or abandoned property, condominium associations, retail and farm theft, suspension of driver license following an adjudication of guilt for theft, trespass and larceny with relation to utility fixtures and theft of utility services, local administrative action to abate drug-related, prostitution-related, or stolen-property-related public nuisances and criminal gang activity, fingerprinting of certain minors, and fingerprinting and photographing of certain children, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Baxley—

CS for SB 960—A bill to be entitled An act relating to mental health and substance abuse; amending s. 397.321, F.S.; deleting a provision requiring the Department of Children and Families to develop a certi-

fication process by rule for community substance abuse prevention coalitions; amending ss. 916.13 and 916.15, F.S.; requiring the department to request a defendant's medical information from a jail within a certain timeframe after receiving a commitment order and other required documentation; requiring the jail to provide such information within a certain timeframe; requiring the continued administration of psychotropic medication to a defendant if he or she is receiving such medication at a mental health facility at the time that he or she is discharged and transferred to the jail; providing an exception; requiring the jail and department physicians to collaborate on a defendant's medication changes for certain purposes; specifying that the jail physician has the final authority regarding the administering of medication to an inmate; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Grimsley—

CS for SB 962—A bill to be entitled An act relating to telephone solicitation; creating s. 365.176, F.S.; providing a short title; defining terms; authorizing telecommunication providers to block certain calls; prohibiting the blocking of certain calls; authorizing telecommunication providers to rely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 970—A bill to be entitled An act relating to alcohol and drug-related overdoses; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol or a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the protection from arrest, charge, and prosecution for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Bean—

CS for SB 1018—A bill to be entitled An act relating to Lifeline service; amending s. 364.10, F.S.; revising the term "eligible telecommunications carrier" to include commercial mobile radio service providers under a specified circumstance; providing an effective date.

By the Committee on Regulated Industries; and Senator Young—

CS for SB 1020—A bill to be entitled An act relating to alcohol deliveries; amending s. 561.57, F.S.; including an electronic order as a type of order construed as a sale made at a vendor's licensed place of business; authorizing a manufacturer, distributor, or vendor to make certain deliveries in vehicles that are under the licensee's control and direction pursuant to a contract with a third party; providing an effective date.

By the Committee on Judiciary; and Senator Book—

CS for SB 1216—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding the exemption from public records requirements for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of January 9 was corrected and approved.

CO-INTRODUCERS

Senators Baxley—CS for SB 140; Campbell—SB 286; Farmer—CS for SB 140, SB 1026; Flores—SB 824; Hutson—SB 1114; Mayfield—CS for SB 4; Montford—CS for SB 204; Perry—SB 890; Rodriguez—SB 286, SB

1628; Steube—SB 1492; Taddeo—SCR 264, SB 852, SM 882, SB 1628; Young—SB 1134

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 4:46 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Wednesday, January 24 or upon call of the President.



Journal of the Senate

Number 3—Regular Session

Wednesday, January 17, 2018

CONTENTS

Co-Introducers	203
Committee Substitutes, First Reading	199
Executive Business, Appointments	202
Introduction and Reference of Bills	162
Reference Changes, Rule 4.7(2)	201
Reports of Committees	161, 162
Senate Pages	203

REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: CS for SB 376

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

The Committee on Community Affairs recommends the following pass: SB 910; SB 934

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 538

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 722; SB 780

The bills were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends the following pass: SB 138; SB 474; SB 800

The bills were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 252

The Committee on Health Policy recommends the following pass: SB 764

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 654

The bill was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1132

The bill was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1228

The Committee on Community Affairs recommends the following pass: SB 874

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1130

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 912

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 640; SB 756; SB 920

The bills were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 806

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

The Committee on Banking and Insurance recommends the following pass: SB 492

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SM 882

The Special Master on Claim Bills recommends the following pass: SB 26; SB 48; SB 54

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

The Committee on Environmental Preservation and Conservation recommends the following pass: SR 550

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SR 210; CS for SB 386; SR 398

The Committee on Education recommends the following pass: SB 496

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1078

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

The Committee on Community Affairs recommends the following pass: SB 494

The bill was placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: SB 730; SB 1144

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 614

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

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

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 242

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1052

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Health Policy recommends committee substitutes for the following: SB 476; SB 906

The bills with committee substitute attached were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 562

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

The Committee on Appropriations recommends committee substitutes for the following: SB 330; SB 370

The Committee on Rules recommends a committee substitute for the following: CS for SB 140

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 322; SB 328; SB 672

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

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 422; SB 622

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

REPORT OF JOINT SELECT COMMITTEE

The Honorable Joe Negron
President of the Senate
409 The Capitol
Tallahassee, FL 32399-1100

January 12, 2018

The Honorable Richard Corcoran
Speaker of the House of Representatives
420 The Capitol
Tallahassee, FL 32399-1300

Dear Mr. President and Mr. Speaker:

The Joint Select Committee on Collective Bargaining convened on January 12, 2018, in the Pat Thomas Committee Room (412 Knott Building), at 8:00 a.m. The purpose of the meeting was to provide all parties involved in collective bargaining disputes with the State of Florida the opportunity to present their positions to the Florida Legislature, consistent with the provisions of section 447.403, Florida Statutes, and the open meeting provisions of Article III, section 4 of the State Constitution.

The parties presented their positions and indicated they are continuing to negotiate the issues at impasse. We recommend that negotiations continue and that the appropriate legislative committees be kept abreast of the issues agreed upon by the parties as well as the issues that remain at impasse or require legislative action to resolve.

Copies of presentations and other pertinent materials have been retained by staff and, for purposes of future public inquiry, are available through the Senate Governmental Oversight and Accountability Committee and the House Oversight, Transparency & Administration Subcommittee.

Respectfully submitted,

Representative Charlie Stone
Co-Chair

Senator Bobby Powell
Co-Chair

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Book—

SB 1370—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; repealing s. 20.142(5), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Taddeo—

SB 1372—A bill to be entitled An act relating to drug safety; amending s. 893.04, F.S.; prohibiting a pharmacist or practitioner from dispensing specified opioids unless the prescription bottle or container has applied to it a warning sticker approved by the Department of Health which meets certain requirements; amending s. 893.055, F.S.; requiring pharmacies to offer for sale prescription lock boxes; requiring pharmacies to display a specified sign; defining the term “prescription

lock box"; authorizing the department to develop and distribute a pamphlet containing certain information; requiring the distribution of the pamphlet by pharmacists under certain circumstances; prohibiting a pharmacy from charging consumers a fee for the pamphlet; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Senator Torres—

SB 1374—A bill to be entitled An act relating to the Agreement Among the States to Elect the President by National Popular Vote; providing for enactment of the agreement; providing a method by which a state may become a member state; requiring a statewide popular election for President and Vice President of the United States; establishing a procedure for appointing presidential electors in member states; providing that the agreement becomes effective upon the occurrence of specified actions; providing for the withdrawal of a member state; requiring notification of member states when the agreement takes effect in a nonmember state or when a member state withdraws from the agreement; providing for severability; providing definitions; providing an effective date.

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

By Senator Torres—

SB 1376—A bill to be entitled An act relating to emergency evacuation of domestic companion and service animals; creating s. 828.131, F.S.; providing definitions; prohibiting certain persons from leaving a domestic companion animal or service animal outdoors and unattended when an area is under an evacuation order; specifying alternatives if such an animal cannot be evacuated with the owner; providing penalties; providing construction; providing an effective date.

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

By Senator Torres—

SB 1378—A bill to be entitled An act relating to hit-and-run alerts; creating s. 316.02703, F.S.; authorizing the use of dynamic message signs that are located along the state's highways to post alerts containing information about certain hit-and-run incidents to assist law enforcement in apprehending a suspect in the incident; specifying certain information that may be included in the posting of such alerts; defining the terms "hit and run" and "serious bodily injury"; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

SB 1380—A bill to be entitled An act relating to regional agency and regional planning council meetings; amending s. 120.525, F.S.; providing requirements for establishing a quorum for meetings of certain agencies and councils when a voting member appears via telephone, real-time videoconferencing, or similar real-time electronic or video communication; requiring notice of intent to appear via telephone, real-time videoconferencing, or similar real-time electronic or video communication by a specified time; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; Transportation; and Rules.

By Senator Rodriguez—

SM 1382—A memorial to the Congress of the United States, requesting Congress to urge President Nicolás Maduro to allow the delivery of humanitarian assistance and requesting Congress to continue

and intensify financial sanctions against President Nicolás Maduro and the government of Venezuela and instruct appropriate federal agencies to hold President Nicolás Maduro and officials of the government of Venezuela accountable for violations of law and abuses of internationally recognized human rights.

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

By Senator Brandes—

SB 1384—A bill to be entitled An act relating to the jurisdiction of the county court; amending s. 34.01, F.S.; increasing the limit of the amount in controversy in certain actions at law under which the county court has original jurisdiction of such actions; providing for adjustments to the limit at specified intervals due to inflation or deflation; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rodriguez—

SB 1386—A bill to be entitled An act relating to taxation of real property; creating s. 193.0237, F.S.; defining terms; prohibiting separate ad valorem taxes or non-ad valorem assessments against the land upon which a multiple parcel building is located; specifying requirements for property appraisers in allocating the value of land containing a multiple parcel building among the parcels; providing that a condominium, timeshare, or cooperative may be created within a parcel in a multiple parcel building; specifying the allocation of land value to the assessed value of parcels containing condominiums and of parcels containing cooperatives; requiring each parcel in a multiple parcel building to be assigned a tax folio number; providing an exception; providing construction relating to the survival and enforceability of recorded instrument provisions affecting a certain parcel in a multiple parcel building; providing applicability; amending s. 197.572, F.S.; providing that easements for support of improvements that may be constructed above lands survive tax sales and deeds of such lands; amending s. 197.573, F.S.; specifying that a provision relating to the survival and enforceability of restrictions and covenants after a tax sale applies to recorded instruments other than deeds; revising covenants that are excluded from applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Garcia—

SB 1388—A bill to be entitled An act relating to preapprenticeship and apprenticeship programs; creating s. 446.093, F.S.; creating the Earn and Learn Grant Program within the Department of Education; specifying the purpose of the program; defining terms; providing department responsibilities; providing requirements for preapprenticeship and apprenticeship programs receiving grant funds; establishing the Task Force on Apprenticeship Expansion within the Department of Economic Opportunity; specifying the goals of the task force; providing for the composition of the task force; providing meeting requirements for the task force; providing that task force members serve without compensation and may not be reimbursed for per diem or travel expenses; requiring the department to provide specified assistance to the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for the termination of the task force; providing appropriations; reordering and amending s. 446.021, F.S.; conforming cross-references; amending ss. 446.011, 446.041, 446.052, 446.081, and 446.091, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

SR 1390—Not introduced.

By Senator Brandes—

SB 1392—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department's authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar diversion program in each judicial circuit, rather than at the local level with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; providing requirements for the civil citation or similar diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar diversion program; requiring that a copy of each civil citation or similar diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil citation or similar diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term "diversion program"; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain nonjudicial arrest record unless an exception applies; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1394—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; creating an exemption from public records requirements for the personal identifying information of adults who participate in a prearrest diversion program; providing applicability; providing retroactive application; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Steube—

SB 1396—A bill to be entitled An act relating to judgeships; amending s. 26.031, F.S.; adding judges to the Ninth Judicial Circuit Court; amending s. 34.022, F.S.; adding and removing judges from certain county courts; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Benacquisto—

SB 1398—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Steube—

SB 1400—A bill to be entitled An act relating to vacation rentals; providing a directive to the Division of Law Revision and Information; creating s. 509.601, F.S.; providing a short title; creating s. 509.603, F.S.; providing legislative findings; specifying purpose; preempting regulation and control of vacation rentals to the state; specifying authority of the Division of Hotels and Restaurants over regulation of vacation rentals; requiring the division to adopt rules; specifying applicability of the preemption; creating s. 509.604, F.S.; requiring vacation rentals to obtain a license; specifying that individuals cannot transfer licenses; specifying a penalty for operating without a license; requiring local law enforcement to assist with enforcement; specifying that the division may refuse to issue or renew a license under certain circumstances; specifying that licenses must be renewed annually and that the division must adopt rules for staggered renewals; specifying the manner in which administrative proceedings proceed upon the expiration of a license; specifying that persons intending to use a property as a vacation rental apply for and receive a license before use; requiring such licenses to be displayed in a vacation rental; creating s. 509.605, F.S.; requiring the division to adopt rules regarding certain license and delinquent fees; specifying requirements regarding such fees; creating s. 509.606, F.S.; providing penalties for violations; specifying the circumstances that constitute a separate offense of a critical law or rule; specifying circumstances where a closed-for-operation sign must be posted; specifying where administrative fines must be paid and credited to; specifying the maximum amount of time a vacation rental license may be suspended for; specifying certain circumstances where the division may fine, suspend, or revoke the license of a vacation rental; specifying that persons are not entitled to a license when administrative proceedings have been or will be brought against a licenseholder; providing enforcement for noncompliance with final orders or other administrative actions; authorizing the division to refuse the issuance or renewal of a license until all fines have been paid; creating s. 509.607, F.S.; specifying that vacation rentals are to be treated as transient rentals regarding certain tax and landlord and tenant provisions; exempting persons renting or advertising for rent from certain real estate regulations; creating s. 509.608, F.S.; preempting inspection of vacation rentals to the state; specifying that the division is solely responsible for inspections and quality assurance; specifying that the division has a right of entry and access for performing inspections; prohibiting the division from establishing certain rules; specifying that vacation rentals must be made available for inspection upon request; specifying procedures for vulnerable adults appearing to be victims of neglect and, in the case of buildings without automatic sprinkler systems, persons who may not be able to self-preserve in an emergency; requiring the division to inspect vacation rentals when necessary to respond to emergencies and epidemiological conditions; amending s. 509.013, F.S.; revising and defining terms; amending s. 509.032, F.S.; specifying provisions for inspection of vacation rentals; deleting certain preemption provisions relating to vacation rentals; amending ss. 509.072, 509.091, 509.095,

509.101, 509.111, 509.141, 509.142, 509.144, 509.162, 509.2015, 509.211, 509.2112, and 509.215, F.S.; conforming provisions to changes made by the act; amending s. 509.221, F.S.; revising a provision that excludes vacation rentals from certain sanitary regulations; amending s. 509.241, F.S.; conforming provisions to changes made by the act; amending s. 509.242, F.S.; removing vacation rentals from the classifications of public lodging establishments; amending ss. 509.251, 509.281, 509.302, 509.4005, 509.401, 509.402, 509.405, 509.409, and 509.417, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Simmons and Galvano—

SB 1402—A bill to be entitled An act relating to state assumption of federal section 404 dredge and fill permitting authority; creating s. 373.4146, F.S.; defining the term “state assumed waters”; providing the Department of Environmental Protection with the power and authority to adopt rules to assume and implement the section 404 dredge and fill permitting program pursuant to the federal Clean Water Act; specifying that certain rules, standards, or other requirements are not effective or enforceable until such assumption is approved; providing legislative intent; providing applicability of other state law regulating discharges; specifying the applicability of certain exemptions; specifying department authority upon assumption of the section 404 dredge and fill permitting program; specifying certain procedures for permit applications; exempting the department from certain permitting timeframe limitations upon such assumption; specifying the maximum dredge and fill permit period for activities in state assumed waters; specifying certain procedures for permit reissuance; requiring the department to adopt rules to create an expedited permit review process; specifying applicability of certain administrative procedures; authorizing the department to delegate certain activities; specifying that the department must retain the authority to review, modify, revoke, or rescind any permit authorizing activities in state assumed waters which is issued by a delegated entity; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Simmons—

SB 1404—A bill to be entitled An act relating to cancer clinical trials; creating s. 385.2021, F.S.; providing legislative findings and intent; defining terms; requiring cancer clinical trial programs to inform prospective patient subjects of the specified reimbursements for ancillary costs and travel expenses which may be available to them and their caregivers if they participate in a cancer clinical trial; specifying that reimbursement offers may not be coercive or exert an undue influence and are not considered inducements for participation; authorizing corporations, individuals, public and private foundations, health care providers, and other stakeholders to offer financial assistance to support approved reimbursements of ancillary costs and travel expenses for patient subjects in a cancer clinical trial and their caregivers; requiring certain entities that offer reimbursement programs to secure the informed consent of patient subjects; requiring the Department of Health to use specified criteria in reviewing and approving reimbursement programs; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Perry—

SB 1406—A bill to be entitled An act relating to property tax administration; amending s. 196.141, F.S.; authorizing property appraisers to contract for services to examine or audit homestead tax exemptions claimed on assessment rolls; specifying the sole source of, and a limit on, a contractor's compensation; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simmons—

SB 1408—A bill to be entitled An act relating to nursing home liability; amending s. 400.141, F.S.; requiring the general and professional liability insurance coverage that must be maintained by a licensed nursing home to meet certain criteria; repealing s. 400.0238, F.S., relating to punitive damages and limitations on awards; amending s. 400.0239, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; Appropriations; and Rules.

By Senator Rader—

SB 1410—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; revising and providing definitions; amending s. 120.536, F.S.; removing the authority of the Administrative Procedures Committee to petition an agency regarding a rule or a portion thereof exceeding the agency's rulemaking authority; amending s. 120.54, F.S.; applying certain provisions applicable to all rules other than emergency rules to repromulgated rules; requiring that a proposed rule and material proposed to be incorporated by reference be available to the public; requiring that material proposed to be incorporated by reference be made available in a specified manner; requiring an agency to provide notice of any offered regulatory alternative to the committee by a certain date; requiring an agency to file a copy of a petition to initiate rulemaking with the committee; amending s. 120.541, F.S.; requiring an agency to provide a copy of any proposal for a lower cost regulatory alternative to the committee by a certain date; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and the repromulgation of rules that do not require substantive changes; requiring an agency to publish a notice of repromulgation in the Florida Administrative Register and file a rule for repromulgation with the Department of State within a specified time period; requiring an agency to file a notice of repromulgation with the committee within a specified time period; requiring the committee to certify as to whether an agency has responded to the committee's comments and inquiries; requiring withdrawal of a rule proposed for repromulgation if the rule is not filed within a specified time period; providing that a repromulgated rule is not subject to challenge as a proposed rule and that certain hearing requirements do not apply; requiring an agency to file a specified number of certified copies of a proposed repromulgated rule and any material incorporated by reference if a certain condition is met; providing that a repromulgated rule is adopted upon filing with the department and becomes effective after a specified time period; requiring the department to update certain information in the Florida Administrative Code; requiring the department to adopt rules by a certain date; amending s. 120.55, F.S.; providing that the department shall require material incorporated by reference in a rule to be filed in a certain manner after a specified date; requiring the department to include the date of a technical rule change in the Florida Administrative Code; providing that a technical change does not affect the effective date of a rule; requiring the department to adopt specified rules; amending s. 120.569, F.S.; requiring that certain documents filed with the Division of Administrative Hearings be filed electronically; relieving certain parties to an administrative proceeding from a requirement to serve documents to other parties registered for electronic filing; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

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

By Senator Simmons—

SB 1412—A bill to be entitled An act relating to the Office of the Judges of Compensation Claims; amending s. 440.45, F.S.; revising the duration of the initial term of a judge of compensation claims; specifying the duration of each subsequent term of appointment; specifying the salaries of full-time judges of compensation claims and the Deputy

Chief Judge; requiring salaries to be paid out of the Workers' Compensation Administration Trust Fund; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rouson—

SB 1414—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; establishing annual use fees for the plates; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Farmer—

SB 1416—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions providing for the death penalty for capital felonies; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; amending ss. 27.51 and 27.511, F.S.; deleting provisions relating to representation in death penalty cases; amending s. 27.5304, F.S.; conforming provisions to changes made by the act; repealing ss. 27.7001, 27.7002, 27.701, 27.702, 27.703, 27.704, 27.7045, 27.705, 27.706, 27.707, 27.708, 27.7081, 27.7091, 27.710, 27.711, and 27.715, F.S., relating to legislative intent and findings; limitations on collateral representation, lawyer disqualification, and use of state funds for excess fees not authorized; the capital collateral regional counsel; the duties of the capital collateral regional counsel and filing reports; conflicts of interest and substitute counsel; appointment of assistants and other staff; capital case proceedings and constitutionally deficient representation; the salaries of capital collateral regional counsel and assistant capital collateral counsel; private practice of law prohibited; investigators and service of process; access to prisoners, compliance with the Florida Rules of Criminal Procedure, and records requests; capital postconviction public records production; legislative recommendations to the Supreme Court, postconviction proceedings, and pro bono service credit; the registry of attorneys applying to represent persons in postconviction capital collateral proceedings, certification of minimum requirements, and appointment by trial court; the terms and conditions of appointment of attorneys as counsel in postconviction capital collateral proceedings; and the Capital Collateral Regional Counsel Trust Fund, respectively; amending s. 119.071, F.S.; deleting a public records exemption relating to capital collateral proceedings; amending s. 282.201, F.S.; conforming a provision to changes made by the act; amending ss. 775.15 and 790.161, F.S.; deleting provisions relating to the effect of a declaration by a court of last resort declaring that the death penalty in a capital felony is unconstitutional; repealing ss. 913.13, 921.137, 921.141, and 921.142, F.S., relating to jurors in capital cases, prohibiting the imposition of the death sentence upon a defendant with an intellectual disability, the determination of whether to impose a sentence of death or life imprisonment for a capital felony, and the determination of whether to impose a sentence of death or life imprisonment for a capital drug trafficking felony, respectively; amending ss. 394.912, 775.021, 782.04, 775.30, 782.065, 794.011, 893.135, 944.275, and 948.012, F.S.; conforming provisions to changes made by the act; repealing ss. 922.052, 922.06, 922.07, 922.08, 922.095, 922.10, 922.105, 922.108, 922.11, 922.111, 922.12, 922.14, 922.15, 924.055, 924.056, and 924.057, F.S., relating to issuance of a warrant of execution, stay of execution of a death sentence, proceedings when the person under a sentence of death appears to be insane, proceedings when the person under a sentence of death appears to be pregnant, pursuit of collateral remedies, execution of a death sentence and prohibition against reduction of a death sentence as a result of determination that a method of execution is unconstitutional, sentencing orders in capital cases, regulation of execution, transfer to state prison for safekeeping before death warrant issued, return of warrant of execution issued by the Governor, sentence of death unexecuted for unjustifiable reasons, return of a warrant of execution issued by the Supreme Court, legislative findings and intent concerning appeals and postconviction proceedings in death penalty cases, capital postconviction proceedings and reporting requirements, and legislative intent regarding capital postconviction proceedings, respectively; amending s. 925.11, F.S.; deleting provisions relating to preservation of DNA evidence in death penalty

cases; amending s. 945.10, F.S.; deleting a public records exemption for the identities of executioners; providing an effective date.

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

By Senator Rouson—

SB 1418—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; deleting the definition of the term “day or night treatment with community housing”; defining the term “treatment with housing overlay”; amending s. 397.4073, F.S.; requiring the Department of Children and Families to notify an applicant within a certain timeframe regarding the status of the applicant’s application for an exemption from disqualification for a disqualifying offense revealed pursuant to a background screening; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; requiring recovery residences to comply with specified Florida Fire Prevention Code provisions; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; amending s. 397.4873, F.S.; prohibiting service providers from having certain contractual or referral relationships with recovery residences; revising applicability; prohibiting recovery residences and specified affiliated individuals from benefiting from certain referrals; providing penalties; amending s. 435.07, F.S.; revising criteria for an exemption from disqualification for an employee providing mental health and substance use treatment services under certain circumstances; amending s. 394.9085, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

By Senator Gainer—

SB 1420—A bill to be entitled An act relating to probationary or supervision services; amending s. 948.01, F.S.; deleting a prohibition on private entities providing probationary or supervision services to certain misdemeanor offenders; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rouson—

SB 1422—A bill to be entitled An act relating to insurance coverage parity for mental health and substance use disorders; amending s. 409.967, F.S.; requiring contracts between the Agency for Health Care Administration and certain managed care plans to require the plans to submit a specified annual report to the agency relating to parity between mental health and substance use disorder benefits and medical and surgical benefits; amending s. 627.6675, F.S.; conforming a cross-reference; transferring, renumbering, and amending s. 627.668, F.S.; deleting certain provisions that require insurers, health maintenance organizations, and nonprofit hospital and medical service plan organizations transacting group health insurance or providing prepaid health care to offer specified optional coverage for mental and nervous disorders; requiring such entities transacting individual or group health insurance or providing prepaid health care to comply with specified provisions prohibiting the imposition of less favorable benefit limitations on mental health and substance use disorder benefits than on medical and surgical benefits; requiring such entities to submit a specified annual report relating to parity between such benefits to the Office of Insurance Regulation; requiring the office to implement and enforce specified federal provisions, guidance, and regulations; specifying actions the office must take relating to such implementation and enforcement; requiring the office to issue a specified annual report to the Legislature; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gainer—

SB 1424—A bill to be entitled An act relating to court-ordered treatment programs; amending s. 394.47891, F.S.; providing that veterans who were discharged or released under any condition, individuals who are current or former United States Department of Defense contractors, and individuals who are current or former military members of a foreign allied country are eligible in a certain Military Veterans and Servicemembers Court Program; amending s. 948.08, F.S.; authorizing a person who is charged with a certain felony and identified as a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to be eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.16, F.S.; authorizing a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country and who is charged with a misdemeanor to be eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; authorizing the court to impose a condition requiring a probationer or community controllee who is a veteran discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to participate in a certain treatment program under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Lee—

SB 1426—A bill to be entitled An act relating to local government fiscal transparency; amending s. 11.40, F.S.; expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending ss. 125.045 and 166.021, F.S.; revising reporting requirements for certain local government economic development incentives; transferring and renumbering s. 218.80, F.S.; creating part VIII of ch. 218, F.S., consisting of ss. 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title; specifying the purpose of the local government fiscal transparency requirements; providing definitions; requiring local governments to post certain voting record information on their websites; requiring the posting of specified links to related sites if certain documentation or details are available; requiring property appraisers to post certain property tax information and history on their websites; requiring local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings before certain increases of local government tax levies or the issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; requiring local governments to conduct certain debt affordability analyses under specified conditions; requiring audits of financial statements of local governments to be accompanied by an affidavit signed by the chair of the local government governing board; requiring certain information to be included in affidavits filed with the Auditor General; providing a method for local governments that do not operate a website to post certain required information; amending s. 218.32, F.S.; conforming a cross-reference; providing that this act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

By Senator Taddeo—

SB 1428—A bill to be entitled An act relating to assisted living facility resident rights; amending s. 429.28, F.S.; requiring written notice of relocation or termination of residency from an assisted living facility to be provided to a resident or the resident's legal representative; re-

quiring the facility to send a copy of a notice of relocation or termination to the State Long-Term Care Ombudsman Program within a specified timeframe; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Taddeo—

SB 1430—A bill to be entitled An act relating to plea agreements in cases involving child deaths; creating s. 921.144, F.S.; requiring that a state attorney make a written statement justifying a plea agreement in a case involving the death of a child in certain circumstances; providing an effective date.

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

By Senator Farmer—

SB 1432—A bill to be entitled An act relating to community association fire and life safety systems; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to adopt rules governing such signs and symbols; providing for enforcement; providing penalties; amending ss. 718.112 and 719.1055, F.S.; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing an effective date.

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

By Senator Passidomo—

SB 1434—A bill to be entitled An act relating to K-12 education enhancements; amending s. 1011.62, F.S.; creating the mental health assistance allocation and providing the purpose of the allocation; providing for the allocation of funds; requiring each entity that receives funds to annually submit a plan for the use of such funds to the district school board or other governing body which must include certain elements; requiring districts to submit approved plans to the Commissioner of Education by a specified date; requiring an annual final report to the commissioner by a specified date; conforming cross-references; amending s. 1011.71, F.S.; increasing the amount that a school district may expend from a specified millage levy for certain expenses; amending s. 1013.62, F.S.; prohibiting a charter school from being eligible for capital outlay funds unless the chair of the governing board and the chief administrative officer of the charter school annually certify certain information; revising the Department of Education's calculation methodology for a school district's distribution of discretionary millage to its eligible charter schools; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Broxson—

SB 1436—A bill to be entitled An act relating to the Garcon Point Bridge; amending s. 338.2275, F.S.; authorizing the Department of Transportation to acquire the Garcon Point Bridge and related assets and purchase specified outstanding bonds under certain circumstances; authorizing the department to enter into any agreement necessary to implement the acquisition and purchase the bonds; authorizing the department to specify the terms and conditions of such agreement; requiring the bridge to become a part of the turnpike system upon acquisition; authorizing the issuance of revenue bonds to finance the department's acquisition of the bridge; requiring the acquisition price paid by the department to first be used to settle all claims of specified bondholders; prohibiting certain toll rate increases from being imposed; prohibiting the department and the state from incurring financial obligations in excess of forecasted gross revenues from the operation of the bridge; providing for the calculation of the maximum total acquisition

price that may be paid by the department; providing for the termination of a certain lease purchase agreement upon the department's acquisition of the bridge; providing for the repeal of part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority, upon the department's acquisition of the bridge; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Grimsley—

SB 1438—A bill to be entitled An act relating to inland protection; amending s. 376.3071, F.S.; revising legislative findings; revising legislative intent; authorizing the Inland Protection Trust Fund to be used for the cleanup of drycleaning solvents under the drycleaning solvent cleanup program; specifying an appropriation to the Water Quality Assurance Trust Fund for use in the drycleaning solvent cleanup program; specifying an annual appropriation; amending s. 376.3078, F.S.; revising the sources of funds for the drycleaning solvent cleanup program; revising the maximum amount of funds the Department of Environmental Protection may obligate under the program annually; making a technical change; revising the use of the scoring system application to include program sites; specifying that assignments use a specific scoring system created by rule; revising the annual funding available for advanced site assessment; requiring the department to have a specified number of individual contractors participating in the program by a specified date; requiring the department to adopt a scoring system by rule for scoring contractors; specifying system requirements; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Powell—

SB 1440—A bill to be entitled An act relating to mental illness training for law enforcement officers; creating s. 943.17161, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to mental illness; defining the term “mental illness”; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment or appointment instruction requirements; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Book—

SB 1442—A bill to be entitled An act relating to an Early Childhood Court program; creating s. 39.01304, F.S.; providing legislative findings and intent; defining terms; requiring the Office of the State Courts Administrator, by a specified date, to verify the existence of an Early Childhood Court program at certain circuit courts; requiring the office to coordinate with the appropriate circuit court to employ and train a community coordinator for each program site; authorizing the office to hire a statewide community coordinator; requiring the Florida State University Center for Prevention and Early Intervention Policy to hire a statewide clinical consultant and assemble a clinical oversight team for specified purposes; establishing the primary goal of the program and the means of achieving the goal; requiring that the program be modeled on a specified approach for specified purposes; requiring the program to incorporate specified core components; requiring the office, in partnership with the center and within appropriated funds, to provide training to program court teams; requiring the Florida Institute for Child Welfare to conduct an evaluation of the program's impact in consultation with the Department of Children and Families, the office, the center, and a specified organization; requiring the evaluation to include certain data and recommendations; requiring the institute to submit the results of its evaluation to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability by a specified date; requiring the institute to submit annual reports; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Powell—

SB 1444—A bill to be entitled An act relating to building standards for health care facilities; amending s. 553.73, F.S.; providing that the Florida Building Code must require public and private health care facilities to have an operational emergency power source; defining the term “emergency power source”; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Powell—

SB 1446—A bill to be entitled An act relating to the Emergency Power Systems Matching Grant Program; providing a short title; providing legislative intent; defining the term “emergency power system”; requiring the Department of Health to establish and administer the Emergency Power Systems Matching Grant Program to provide state matching funds to certain public and private health care facilities for specified years on a first-come, first-served basis; prohibiting a public or private health care facility from receiving more than one grant per county per year; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Passidomo—

SB 1448—A bill to be entitled An act relating to tax exemptions for the elderly; amending s. 212.08, F.S.; exempting from the sales and use tax specified items that enable elderly persons to age in place and live independently in their homes or residences; providing requirements for receiving the exemption; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Steube—

SB 1450—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.099, F.S.; defining terms; providing a specified sales tax refund to eligible businesses providing job training and employment services to certain individuals; requiring that the refund be used exclusively for specified purposes; specifying the limit on the total amount of refunds issued annually; requiring that refunds be granted on a first-come, first-served basis; providing application requirements and procedures for certification with the Department of Economic Opportunity; providing that a certification remains in effect so long as an eligible business complies with certain requirements; specifying requirements for the Department of Economic Opportunity relating to certification decisions and eligibility; prohibiting the Department of Revenue from issuing refunds after receiving a certain notification from the Department of Economic Opportunity; providing requirements for eligible businesses applying for refunds with the Department of Revenue; providing construction; requiring eligible businesses to provide a specified annual report to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity to adopt rules; authorizing the Department of Revenue to examine any granted refunds within a specified timeframe; providing that overpaid refunds or refunds issued to ineligible businesses are subject to repayment and certain interest provisions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Steube—

SB 1452—A bill to be entitled An act relating to nonjoinder of insurers; repealing s. 627.4136, F.S., relating to nonjoinder of insurers; providing an effective date.

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

By Senator Brandes—

SB 1454—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; deleting the cash build-up factor in the formula used for determining insurer reimbursement premiums paid to the fund; amending ss. 627.062 and 627.351, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Thurston—

SB 1456—A bill to be entitled An act relating to disaster recovery services contracts; amending s. 252.38, F.S.; authorizing a political subdivision, under specified circumstances, to add vendors to a contract or enter into a second contract for debris removal services after a declared state of emergency; specifying how additional vendors are to be selected; authorizing a political subdivision to enter into an interagency agreement if a certain condition is met; requiring the political subdivision to announce the selected vendors in a specified manner; requiring contracts to comply with applicable federal public disaster assistance program requirements under certain circumstances; amending s. 287.057, F.S.; providing an exception to competitive bidding and procurement requirements for debris removal service contracts; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Brandes—

SB 1458—A bill to be entitled An act relating to patient-safety culture surveys; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to develop surveys to assess patient-safety culture in certain health care facilities; requiring such surveys to be submitted anonymously; requiring the agency to review certain survey products to develop the surveys; providing applicability; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; amending s. 408.810, F.S.; requiring the submission of patient-safety culture survey data as a condition of licensure; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Montford—

SB 1460—A bill to be entitled An act relating to the state agency law enforcement radio system; amending s. 282.709, F.S.; adding to the Joint Task Force on State Agency Law Enforcement Communications a representative of the Florida Sheriffs Association, to be appointed by the president of the association; providing an effective date.

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

By Senator Farmer—

SB 1462—A bill to be entitled An act relating to disclosure of sinkhole activity; amending s. 83.50, F.S.; requiring certain disclosures related to sinkholes or sinkhole activity to tenants of residential dwelling units; providing an effective date.

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

By Senator Farmer—

SB 1464—A bill to be entitled An act relating to the Florida False Claims Act; amending s. 68.084, F.S.; authorizing the Attorney General, on behalf of the Department of Legal Affairs, to voluntarily dismiss certain civil actions; providing an exception; providing that the department may not dismiss such actions on behalf of the state at a later date under certain circumstances; amending s. 68.087, F.S.; deleting a provision prohibiting a court from having jurisdiction over an action brought by an employee or former employee of state government; providing an effective date.

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

By Senator Farmer—

SB 1466—A bill to be entitled An act relating to the state emergency communications and warning system; amending s. 252.35, F.S.; requiring the Division of Emergency Management to include a qualified interpreter in certain emergency broadcasts; defining the term “qualified interpreter”; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Rouson—

SB 1468—A bill to be entitled An act relating to alcohol and substance abuse prevention; creating s. 14.35, F.S.; creating the Office of Alcohol and Drug Control Policy within the Executive Office of the Governor; providing for appointment of the director of the office; specifying duties of the office; requiring the office to adopt rules; requiring the office to submit an annual report to the Governor and the Legislature; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration, in consultation with the Department of Children and Families, to seek federal approval for waivers to increase federal Medicaid funding for a specified purpose; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Gibson—

SB 1470—A bill to be entitled An act relating to construction of housing along the State Highway System; creating s. 335.071, F.S.; requiring that the construction of certain multiple housing developments be considered a single construction project; requiring that local zoning or building permit applications for such projects be deferred under certain circumstances; providing an effective date.

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

By Senator Farmer—

SB 1472—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; requiring a disabled parking permit to display the applicant’s driver license or identification card photograph; providing an exemption; revising and providing penalties for certain unlawful uses of a permit; amending s. 318.14, F.S.; conforming provisions to changes made by the act; amending s. 318.18, F.S.; specifying the amount of a civil penalty for certain violations; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Farmer—

SB 1474—A bill to be entitled An act relating to campaign finance; amending s. 106.08, F.S.; prohibiting a statewide elected official from soliciting or accepting contributions during a regular, extended, or special legislative session; providing that a member of the Legislature is bound by the rules of his or her respective house; providing penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Farmer—

SB 1476—A bill to be entitled An act relating to the prohibited recordkeeping of firearms or firearm owners; repealing s. 790.335, F.S., relating to the prohibition of registration of firearms and the treatment of electronic records; repealing s. 790.336, F.S., relating to lists, records, or registries required to be destroyed; amending ss. 409.175 and 790.0625, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Steube—

SB 1478—A bill to be entitled An act relating to quarter horse racing; amending s. 550.002, F.S.; providing that a quarter horse permitholder and an alternative representative organization may agree to an alternative schedule of performances; creating s. 550.3342, F.S.; establishing the requirements for electing an alternative quarter horse representative organization; amending s. 551.104, F.S.; requiring an applicant to include a written agreement with an alternative quarter horse representative organization, if such organization exists, in their application for a slot machine license; amending s. 849.086, F.S.; requiring an applicant to include a written agreement with an alternative quarter horse representative organization, if such organization exists, in their application for a cardroom license; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 1480—A bill to be entitled An act relating to a centralized database for public charters and amendments; creating s. 15.075, F.S.; requiring the Department of State to create and maintain a centralized public database of county, municipal, and special district charters and amendments; specifying the classifications by which users may search and retrieve charter and amendment text; amending ss. 125.60, 125.82, 166.031, and 189.013, F.S.; requiring all counties, municipalities, and special districts to file, by specified dates, electronic copies of their charters and amendments with the department; prohibiting such entities from levying taxes or issuing bonds if the appropriate documents are not filed; authorizing the department to adopt rules to implement and administer this act; providing a statement of important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Young—

SB 1482—A bill to be entitled An act relating to motor vehicles and railroad trains; amending s. 316.003, F.S.; revising definitions; amending s. 316.068, F.S.; specifying that certain persons are not considered passengers for the purpose of making crash reports; providing an effective date.

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

By Senator Book—

SB 1484—A bill to be entitled An act relating to poll workers; amending s. 102.014, F.S.; removing a requirement that supervisors of elections work with certain communities to develop public-private programs for a certain purpose; prohibiting a supervisor of elections from authorizing certain entities or persons to recruit, supply, or otherwise staff a precinct with certain poll workers for an election; amending s. 102.021, F.S.; prohibiting a supervisor of elections from paying certain entities or persons for services provided by certain poll workers; providing an effective date.

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

By Senator Grimsley—

SB 1486—A bill to be entitled An act relating to the Department of Health; amending s. 381.4018, F.S.; requiring the Department of Health to adopt rules to implement a federal program to further encourage qualified physicians to relocate to and practice in underserved areas; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 456.024, F.S.; revising health care practitioner licensure eligibility requirements for certain members of the armed forces and their spouses; amending s. 458.309, F.S.; deleting a provision requiring certain physicians to register an office with the department; removing departmental responsibilities; creating s. 458.3266, F.S.; defining terms; requiring office surgery centers to register with the department under certain circumstances; providing registration requirements; providing responsibilities for office surgery center physicians; requiring the department to inspect office surgery centers; providing an exception; requiring the Board of Medicine to adopt rules; providing penalties; amending s. 459.005, F.S.; deleting a provision requiring certain physicians to register an office with the department; removing departmental responsibilities; creating s. 459.0138, F.S.; defining terms; requiring office surgery centers to register with the department under certain circumstances; providing registration requirements; providing responsibilities for office surgery center physicians; requiring the department to inspect office surgery centers; providing an exception; requiring the Board of Osteopathic Medicine to adopt rules; providing penalties; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 463.006, F.S.; revising examination requirements for the licensure and certification of optometrists; creating s. 463.0061, F.S.; authorizing licensure of optometrists by endorsement and providing requirements therefor; defining the term “active licensed practice of optometry”; amending s. 464.006, F.S.; authorizing the Board of Nursing to establish certain standards of care; amending s. 464.202, F.S.; requiring the board to adopt by rule discipline and standards of care for certified nursing assistants; amending s. 464.203, F.S.; revising certification requirements for nursing assistants; amending s. 464.204, F.S.; revising grounds for board-imposed disciplinary sanctions; amending s. 465.019, F.S.; requiring an institutional pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 465.0193, F.S.; requiring a nuclear pharmacy to pass an onsite inspection by the department within a specified time before issuance of an initial permit or a permit for change of location; creating s. 465.0195, F.S.; requiring certain pharmacies and outsourcing facilities located in this state to obtain a permit in order to create, ship, mail, deliver, or dispense compounded sterile products; providing application requirements; providing inspection requirements; providing permit requirements; authorizing the Board of Pharmacy to adopt certain rules; providing applicability; amending s. 465.0196, F.S.; requiring a special pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 465.0197, F.S.; requiring an Internet pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; defining the term “adverse incident”; providing for disciplinary action by the Board of Dentistry; authorizing the board to adopt rules; repealing s. 466.032, F.S., relating to registration; repealing s. 466.033, F.S., relating to registration certificates; repealing s.

466.034, F.S., relating to change of ownership or address; repealing s. 466.035, F.S., relating to advertising; repealing s. 466.036, F.S., relating to information, periodic inspections, and equipment and supplies; repealing s. 466.037, F.S., relating to suspension and revocation and administrative fines; repealing s. 466.038, F.S., relating to rules; repealing s. 466.039, F.S., relating to violations; amending s. 468.701, F.S.; revising a definition; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; revising requirements for the renewal of a license relating to continuing education; amending s. 468.723, F.S.; revising a definition; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising a definition; amending s. 480.041, F.S.; revising qualifications for licensure as a massage therapist; repealing s. 480.042, F.S., relating to examinations; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting a certain disciplined massage establishment from applying for relicensure; providing an exception; amending s. 483.824, F.S.; revising qualification requirements for a clinical laboratory director; amending s. 490.003, F.S.; revising definitions; amending s. 490.005, F.S.; revising examination requirements for licensure of a psychologist; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of certain psychologists; amending s. 491.0045, F.S.; providing an exemption for intern registration requirements under certain circumstances; amending s. 491.005, F.S.; revising education requirements for the licensure of marriage and family therapists; revising examination requirements for the licensure of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure or certification by endorsement for certain professions; amending s. 491.007, F.S.; removing a biennial intern registration fee; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, or the department under certain circumstances, to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; providing penalties; amending ss. 463.0057, 491.0046, and 945.42, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Rouson—

SB 1488—A bill to be entitled An act relating to harm to domestic companion animals, police animals, and service animals; creating s. 768.32, F.S.; providing a short title; providing a purpose; defining terms; specifying the damages that may be assessed against a person found liable for negligently or intentionally causing serious injury to or the death of a domestic companion animal, police animal, or service animal; providing for punitive damages if a certain finding of liability is made; specifying that only one member of a family may recover damages; specifying that a court may enter certain orders to protect such animals from further harm; providing for the awarding of attorney fees to the prevailing party; providing for construction; providing legislative intent; providing an effective date.

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

By Senator Bracy—

SB 1490—A bill to be entitled An act relating to determining bail; amending s. 903.046, F.S.; revising the purpose of a bail determination; creating a presumption that individuals arrested for allegedly committing nonviolent misdemeanors be released on nonmonetary conditions or nonmonetary restrictions; defining the term “nonviolent misdemeanor”; restricting the determinations a court must consider for bail or other conditions for persons committing crimes other than nonviolent misdemeanor offenses; amending s. 903.0471, F.S.; authorizing a court to revoke pretrial release and order pretrial detention if the court finds probable cause to believe that the defendant committed a new violent crime or a new dangerous crime while on pretrial release; amending s. 907.041, F.S.; revising legislative intent; making technical changes; amending s. 790.065, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Brandes and Steube—

SB 1492—A bill to be entitled An act relating to certificates of need for hospitals; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.034, F.S.; revising duties and responsibilities of the Agency for Health Care Administration relating to issuance of licenses to health care facilities and health service providers; conforming provisions to changes made by the act; amending s. 408.035, F.S.; excluding general hospitals from certain agency review of applications for certificate-of-need determinations; amending s. 408.036, F.S.; revising health-care-related projects subject to agency review for a certificate of need and exemptions therefrom; deleting provisions requiring health care facilities and providers to provide certain notice to the agency upon termination of a health care service or the addition or delicensure of beds; conforming a provision; amending ss. 408.037 and 408.039, F.S.; conforming provisions to changes made by the act; amending s. 408.043, F.S.; deleting certificate-of-need requirements for osteopathic acute care hospitals; amending s. 395.1055, F.S.; revising the agency’s rulemaking authority with respect to minimum standards for hospitals; requiring hospitals that provide certain services to meet specified licensure requirements; conforming provisions to changes made by the act; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending ss. 395.603, 395.605, and 408.033, F.S.; conforming provisions to changes made by the act; amending s. 395.604, F.S.; conforming a cross-reference; amending s. 408.0361, F.S.; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Montford—

SB 1494—A bill to be entitled An act relating to prescription drug pricing transparency; amending s. 465.0244, F.S.; requiring a pharmacist to inform a customer of a lower cost alternative to a prescription and of whether the customer’s cost-sharing obligation exceeds the retail price of the prescription; creating s. 624.49, F.S.; defining the term “pharmacy benefit manager”; requiring a pharmacy benefit manager to register with the Office of Insurance Regulation; providing requirements and terms of registration, including the payment of a registration fee; requiring the office to issue certificates of registration and to set an initial registration fee and a renewal fee; requiring the office to adopt rules; creating ss. 627.64741 and 641.314, F.S.; defining the terms “maximum allowable cost” and “pharmacy benefit manager”; requiring that certain terms be included in a contract between a health insurer or a health maintenance organization and a pharmacy benefit manager, respectively; providing applicability; providing an effective date.

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

By Senator Gainer—

SB 1496—A bill to be entitled An act relating to rural economic development; amending s. 288.018, F.S.; increasing the maximum grant amount under the Regional Rural Development Grants Program for organizations in rural areas of opportunity; revising the amount of a grant which organizations in rural areas of opportunity are required to match; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 1498—A bill to be entitled An act relating to dental therapy; amending s. 409.906, F.S.; authorizing Medicaid to reimburse for dental services provided in a mobile dental unit that is owned by, operated by, or contracted with a health access setting or another similar program;

amending s. 466.001, F.S.; revising legislative purpose and intent; amending s. 466.002, F.S.; providing construction; amending s. 466.003, F.S.; defining the terms “dental therapy” and “dental therapist”; revising the definition of the term “health access setting” to include certain dental therapy programs; amending s. 466.004, F.S.; requiring the chair of the Board of Dentistry to appoint a Council on Dental Therapy; providing for membership, meetings, and the purpose of the council; amending s. 466.006, F.S.; revising the definition of the terms “full-time practice” and “full-time practice of dentistry within the geographic boundaries of this state within 1 year” to include full-time faculty members of certain dental therapy schools; amending s. 466.0075, F.S.; authorizing the board to require any person applying to take the examination to practice dental therapy to maintain medical malpractice insurance of certain amounts; amending s. 466.009, F.S.; requiring the Department of Health to allow any person who fails the dental therapy examination to retake it; providing that a person who fails a practical or clinical examination to practice dental therapy and who has only failed one portion or procedure of the examination may only be required to retake that portion or procedure to pass the examination; amending s. 466.011, F.S.; requiring the board to certify applicants who satisfy specified requirements for licensure by the department; providing an exception; creating s. 466.0136, F.S.; requiring the board to require each licensed dental therapist to complete a specified continuing professional education requirement; requiring the board to adopt rules and guidelines; authorizing the board to excuse licensees from continuing education requirements in certain circumstances; amending s. 466.016, F.S.; requiring a practitioner of dental therapy to post and display her or his license in each office where she or he practices; amending s. 466.017, F.S.; requiring the board to adopt certain rules relating to dental therapists; authorizing a dental therapist under the general supervision of a dentist to administer local anesthesia if specified requirements are met; authorizing a dental therapist under general supervision of a dentist to utilize an X-ray machine, expose dental X-ray films, and interpret such films, if specified requirements are met; amending s. 466.018, F.S.; providing that a dentist remains primarily responsible for the dental treatment of a patient regardless of whether the treatment is provided by a dental therapist; requiring the initials of a dental therapist who renders treatment to a patient to be placed in the record of a patient; creating s. 466.0225, F.S.; providing application requirements, including the payment of a fee, for a person seeking to become licensed as a dental therapist; providing qualifications for a person to take dental therapy examinations; creating s. 466.0226, F.S.; authorizing certain dental school graduates who meet certain requirements to be licensed to practice dental therapy; creating s. 466.0227, F.S.; authorizing a dental therapist to perform specified services under the general supervision of a dentist with authorization and within the terms of a written collaborative management agreement if certain criteria are met; listing dental therapy services; requiring that a collaborative management agreement be signed by a supervising dentist and a dental therapist and include certain information; authorizing a supervising dentist to restrict or limit the dental therapist’s practice in a collaborative management agreement; providing that a supervising dentist may authorize a dental therapist to provide dental therapy services to a patient before the dentist examines or diagnoses the patient; requiring that a supervising dentist be licensed and practicing in this state; specifying that the supervising dentist is responsible for certain services; amending s. 466.026, F.S.; providing criminal penalties for a person practicing dental therapy without an active license, for a person who sells or offers to sell a diploma conferring a degree from a dental therapy school or college, and for a person who falsely holds himself or herself out as an actively licensed dental therapist; amending s. 466.028, F.S.; revising grounds for denial of a license or disciplinary action to include provisions relating to dental therapy; amending s. 466.0285, F.S.; prohibiting persons other than dentists from employing a dental therapist in the operation of a dental office and from controlling the use of any dental equipment in the provision of dental services in certain circumstances; amending s. 466.051, F.S.; revising a public records exemption to include personal identifying information that is contained in a record provided by a dental therapist in response to a dental workforce survey and that is held by the department; requiring the department, in consultation with the board and the Agency for Health Care Administration, to provide two progress reports to the Legislature by specified dates; requiring that certain information and recommendations be included in the reports; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Baxley—

SB 1500—A bill to be entitled An act relating to the direct-support organization of the Florida Commission on Community Service; amending s. 14.29, F.S.; removing the scheduled repeal of provisions governing the commission’s direct-support organization; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Book—

SB 1502—A bill to be entitled An act relating to human trafficking; amending s. 787.06, F.S.; providing a mandatory minimum term of imprisonment for certain human trafficking offenses; amending s. 847.001, F.S.; redefining the term “adult entertainment establishment” to include businesses that restrict admission to adults which feature a person who engages in certain activities for observation by a patron; amending s. 943.0583, F.S.; prohibiting the assessment of fees against victims of human trafficking who seek expungement of certain criminal history records; changing the evidentiary standard for a certain presumption related to the commission of criminal offenses by victims of human trafficking to a preponderance of the evidence; reenacting ss. 402.82(4)(b), 450.021(5), and 450.045(3)(a), F.S., relating to the definition of the term “adult entertainment establishment,” the definition of the term “adult theater,” and the definition of the term “adult theater,” respectively, to incorporate the amendment made to s. 847.001, F.S., in references thereto; reenacting ss. 943.0582(5), 943.0585(4)(a), 943.059(4)(a), and 961.06(1), F.S., relating to expunction or sealing of certain criminal history records, court-ordered expunction of criminal history records, court-ordered sealing of criminal history records, and the immediate administrative expunction of certain criminal history records, respectively, to incorporate the amendment made to s. 943.0583, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rouson—

SB 1504—A bill to be entitled An act relating to tax deed sales; amending s. 197.502, F.S.; requiring certain tax certificateholders applying for a tax deed to pay certain costs required to bring the property to sale; deleting abstract companies as entities tax collectors may contract with for a certain purpose; requiring, rather than authorizing, tax collectors to contract with title companies for a certain purpose; revising the information to be provided by such title companies to tax collectors; defining the term “title company”; revising a requirement for fees collected at the time of application and added to the opening bid; requiring a clerk of the court, upon receiving the tax deed application file from the tax collector, to record a specified notice in the official records; providing construction, procedures, and requirements relating to such notice and the release of such notice; revising requirements for the advertisement and administration of tax deed sales by the clerk; providing construction relating to a certain notice of a tax deed application; revising requirements for opening bids; conforming provisions to changes made by the act; making technical changes; amending s. 197.522, F.S.; providing construction relating to the clerk of the circuit court’s reliance on addresses provided by the tax collector when sending or serving certain notices; amending s. 197.582, F.S.; revising requirements and procedures for the holding, payment, disbursement, and distribution by the clerk of certain excess proceeds from a tax deed sale; revising requirements and construction relating to the clerk’s mailing of a certain notice; requiring such notice to be in substantially a specified form; revising requirements for service charges and mailing costs by the clerk; specifying a timeframe under which a person must file a written claim with the clerk for the excess proceeds; providing a form to claim surplus proceeds of a tax deed sale; providing procedures for the filing of such claims; providing that certain claims are barred if not filed within a specified timeframe; revising procedures and requirements relating to the clerk’s determination of the priority of claims, payment of such

claims, and the filing of a certain interpleader action; deleting a provision authorizing the clerk to move for an award of reasonable fees and costs from interpleaded funds; providing construction relating to the ripeness of actions to require payment of surplus funds; providing that a failure by certain persons to file a claim for excess funds within a specified timeframe constitutes a waiver to such funds and permanently bars such claims; specifying a timeframe under which holders of certain governmental liens must file requests for surplus funds disbursement; requiring the clerk or comptroller to disburse payments to governmental units for payment of liens before any other disbursements; authorizing the tax deed recipient to directly pay certain liens to governmental units; providing that such recipient, under certain circumstances, is entitled to receive all amounts paid to governmental units in the same priority as the original lienholder; providing construction and procedures if the clerk receives no claims for the excess funds within a specified timeframe; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Farmer—

SB 1506—A bill to be entitled An act relating to water management; amending s. 373.036, F.S.; requiring district water management plans for districts including Outstanding Florida Springs to include certain maximum sustainable groundwater withdrawal estimates; amending s. 373.0421, F.S.; requiring the water management district, rather than the Department of Environmental Protection, to conduct reviews of certain regional water supply plans upon the denial of an application for a water use permit due to impact on minimum flow or water level; requiring the district to update the plans under certain conditions; amending s. 373.223, F.S.; revising the conditions for consumptive use permits; deleting rulemaking authorizations; deleting an authorization to enforce rules in effect on a certain date; amending s. 373.705, F.S.; revising the criteria for determining whether certain water supply development projects are given first consideration for funding assistance to include consideration of whether a project maximizes water conservation; amending s. 373.805, F.S.; requiring a district or the department to reserve certain water quantities from permit applicants if an Outstanding Florida Spring is below minimum flow or water level; amending s. 373.807, F.S.; requiring that basin management action plans for Outstanding Florida Springs include allocation of certain load reductions for point source and nonpoint source pollution; requiring agricultural producers to implement certain practices within a specified timeframe after the adoption of a basin management action plan; requiring the Department of Agriculture and Consumer Services to require that records of nutrient applications be transmitted at least annually; requiring the department to assemble and transmit this data and relevant analysis and make such information available to the public; requiring the department to initiate rulemaking by a specified date; amending s. 373.811, F.S.; revising the prohibited activities in a priority focus area in effect for an Outstanding Florida Spring; creating s. 373.814, F.S.; requiring the Department of Agriculture and Consumer Services and the department to determine whether fully implemented agricultural best management practices would enable the agricultural sector within basin management action plan areas to comply with allocated pollutant reductions; requiring the Department of Agriculture and Consumer Services to initiate rulemaking and revise best management practices under certain conditions; requiring the Department of Environmental Protection to determine whether certain types of agricultural operations are inconsistent with springs protection within basin management action plan areas; requiring the department to coordinate with the Department of Agriculture and Consumer Services to fund certain conservation easements under certain conditions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Young—

SB 1508—A bill to be entitled An act relating to the use of stem cells in a clinic setting; creating ss. 458.352 and 459.027, F.S.; defining the terms “clinic” and “stem cell”; requiring a physician or osteopathic

physician or a clinic owner to register a clinic with the Department of Health if the clinic meets certain criteria; specifying that each clinic location must be registered separately and must designate a physician to be responsible for complying with certain requirements; requiring the clinic to notify the department of a change of designated physician within a specified timeframe; providing that summary suspension of a clinic's registration certificate may occur if a designated physician or designated osteopathic physician is not practicing at the clinic location; prohibiting a physician from practicing medicine or an osteopathic physician from practicing osteopathic medicine in a certain clinic that is not registered with the department; specifying certain disciplinary action for violations; requiring a physician or osteopathic physician to adhere to specified regulations in the performance of any procedure using or purporting to use stem cells or products containing stem cells; requiring the department to adopt rules to administer registration and an annual inspection of registered clinics; specifying that a person or entity seeking to register and operate a clinic must pay all costs of registration and inspection; authorizing the department to impose fines on a physician or osteopathic physician or clinic that violates specified requirements; requiring the Board of Medicine and the Board of Osteopathic Medicine, respectively, to adopt certain rules and guidelines; authorizing the department to impose certain fines; requiring the department to consider certain factors in determining the imposition of such a fine; authorizing the department to impose a fine and revoke or deny a clinic registration in certain circumstances; requiring the imposition of certain fines for specified violations of clinic registration requirements; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Taddeo—

SB 1510—A bill to be entitled An act relating to the Correctional Education Program; amending s. 944.801, F.S.; requiring the Correctional Education Program under the Department of Corrections to ensure that an inmate who completes an examination or any other training requirements for a certain profession receives licensure credit or the license if all requirements are met; requiring the department to develop a plan to provide classes and work programs which enable inmates to prepare for and complete examinations for a licensed profession and receive training related to such profession; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bracy—

SB 1512—A bill to be entitled An act relating to use of deadly force; creating s. 943.087, F.S.; defining the term “serious bodily injury”; requiring certain law enforcement agencies to collect and report specified information regarding the use of deadly force to the Department of Law Enforcement within a specified timeframe; requiring the department to provide law enforcement agencies with a standardized form for reporting such information; requiring the department to provide for electronic submission of such information; specifying a minimum retention period for such information; requiring the department, in consultation with specified associations, to develop and maintain a database for the retention of such information; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Garcia—

SB 1514—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; revising and defining terms; amending s. 39.0138, F.S.; requiring the Department of Children and Families to establish a certain exemption process and to adopt rules and procedures for the documentation necessary for exempting household members who have disabilities from being fingerprinted before a child is placed in the home; amending s. 39.5085, F.S.; requiring the department to take all the necessary steps to recover financial assistance provided to non-relative caregivers under certain circumstances; authorizing the de-

partment to make certain settlements, establish certain policies, and adopt certain rules; terminating the Relative Caregiver Program on a specified date and transferring certain responsibilities to the Guardianship Assistance Program; providing for continuance of benefits to current participants; amending s. 39.521, F.S.; authorizing the court to make certain determinations regarding placement of a child with a guardian; conforming a cross-reference; amending s. 39.6221, F.S.; providing an additional condition for court placement of a child in permanent guardianship; creating s. 39.6225, F.S.; requiring the department to establish and operate a Guardianship Assistance Program to provide guardianship assistance payments to certain guardians beginning on a specified date; defining terms; providing eligibility requirements; authorizing guardians to receive guardian assistance payments for certain siblings; requiring the department to annually redetermine eligibility; providing conditions for termination of benefits; providing criteria for award of guardianship assistance payments; requiring the department to provide guardianship nonrecurring payments for certain expenses; authorizing the use of certain state and federal funds to operate the program; providing that certain children are eligible for Medicaid coverage until they reach a specified age; providing requirements for guardianship assistance payments; requiring case plans to include certain information; requiring the department to adopt rules; amending s. 39.6251, F.S.; requiring the case manager for a young adult in foster care to consult the young adult when updating the case plan and the transition plan and arrangements; deleting a provision authorizing case management reviews to be conducted by telephone under certain circumstances; amending s. 409.145, F.S.; revising rates for room and board reimbursement of certain family foster homes; revising provisions relating to supplemental payments by community-based care lead agencies; amending s. 409.166, F.S.; defining terms; providing conditions for the department to provide adoption assistance payments to adoptive parents of certain children; providing that children and young adults receiving benefits through the adoption assistance program are ineligible for other specified benefits and services; providing additional conditions for eligibility for adoption assistance; amending s. 409.1678, F.S.; deleting requirements for certain specialized treatment provided by residential treatment centers and hospitals; amending s. 409.175, F.S.; revising and defining terms; requiring a guardian to apply for a license with the department to be eligible for the Guardian Assistance Program; requiring the department to adopt and amend certain rules; classifying family foster homes by licensure type; exempting certain household members from specified fingerprinting requirements; authorizing the department to adopt rules relating to certain summer camps; deleting references to preservice training requirements for emergency shelter parents; providing in-service training requirements for certain foster parents; amending ss. 39.302, 39.6012, 39.495, 409.1676, and 960.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Perry—

SB 1516—A bill to be entitled An act relating to metropolitan planning organizations; amending s. 339.175, F.S.; revising voting membership requirements for metropolitan planning organizations according to population; prohibiting an entire county commission from being members of a governing board; revising the percentage of membership which may be composed of county commissioners; requiring metropolitan planning organizations to adopt certain bylaws; revising provisions relating to reappointment of members; requiring metropolitan planning organizations to comply with certain provisions by a specified date; providing an effective date.

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

By Senator Rodriguez—

SB 1518—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding to the class employees of a water, sewer, or other public works department of a participating employer who work in certain hazardous

conditions and individuals employed as police service aides; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Hutson—

SB 1520—A bill to be entitled An act relating to licensure of child care programs; amending s. 402.301, F.S.; requiring certain organizations offering child care through after-school programs to be licensed as child care facilities; amending s. 402.302, F.S.; defining the term “after-school program”; amending s. 402.305, F.S.; conforming provisions to changes made by the act; amending ss. 39.201, 402.317, 435.07, 1002.82, and 1002.88, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SCR 1522—Not introduced.

SCR 1524—Not introduced.

By Senator Gibson—

SB 1526—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program; creating s. 1009.894, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing the purpose of the program; providing for an appropriation; requiring a historically black college or university to provide a certain amount of matching funds by a specified date to participate in the program; requiring specified funds to be invested; requiring certain funds to remain in the trust fund; providing that the interest the trust fund earns will be used to provide scholarships to certain students; providing for annual disbursement of the interest; requiring the State Board of Education and Board of Governors of the State University System to adopt rules and regulations, respectively; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Gibson—

SB 1528—A bill to be entitled An act relating to trust funds; creating s. 20.151, F.S.; creating the Historically Black Colleges and Universities Matching Endowment Scholarship Trust Fund within the Department of Education; providing for the purpose of the trust fund and source of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Mayfield—

SB 1530—A bill to be entitled An act relating to condominium associations; amending s. 718.111, F.S.; deleting a restriction on attorney representation; revising record retention policies; revising the list of documents that the association is required to post online; limiting an association's liability for inadvertent disclosure of protected or restricted information; providing that the failure of an association to post certain information is not sufficient, in and of itself, to invalidate any action or decision of the association; amending s. 718.112, F.S.; removing board term limits; providing an effective date.

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

By Senator Stargel—

SB 1532—A bill to be entitled An act relating to early learning coalitions; amending s. 1002.88, F.S.; authorizing an early learning coalition to refuse to contract with certain school readiness program providers; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Mayfield—

SB 1534—A bill to be entitled An act relating to government integrity; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; amending ss. 14.32 and 20.055, F.S.; requiring the Chief Inspector General and each agency inspector general, respectively, to determine within a specified timeframe whether reasonable cause exists to believe that fraud, waste, abuse, mismanagement, or misconduct in government has occurred; requiring such findings to be reported to the Legislature, the Commission on Ethics, and certain law enforcement agencies; amending s. 17.325, F.S.; requiring copies of certain records to be provided monthly to the Legislature by a specified date; creating s. 106.114, F.S.; providing definitions; prohibiting certain public service announcements by specified governmental entities, persons acting on behalf of such entities, and elected officials; providing applicability; amending s. 110.1245, F.S.; authorizing the Department of Management Services to adopt certain rules relating to individuals or groups of employees who initiate a complaint under the Whistle-blower's Act; providing for awards to employees for cost savings realized from such complaints; requiring the appropriate agency inspector general to take certain actions regarding an award payment; providing limitations on such awards; prohibiting certain employees who are at fault for mispending or attempted mispending of public funds from receiving such awards at the department head's discretion; amending s. 112.313, F.S.; revising applicability of certain provisions relating to contractual relationships; providing that contractual relationships held by business entities are deemed held by public officers or employees in certain situations; prohibiting a public officer or an employee of an agency from soliciting specified employment or contractual relationships; requiring certain offers and solicitations of employment or contractual relationships to be disclosed to certain persons; requiring such disclosures be made to the Commission on Ethics under certain circumstances; authorizing the commission to investigate such disclosures; providing a definition; prohibiting agency directors from receiving compensation for certain representation for a specified period following vacation of office; revising applicability; amending s. 112.3142, F.S.; requiring certain ethics training for governing board members of special districts and water management districts; authorizing certain continuing education courses to satisfy the ethics training requirement; deleting a requirement that the Commission on Ethics adopt certain rules relating to ethics training class course content; providing course content requirements; encouraging training providers to seek accreditation; amending s. 112.3143, F.S.; prohibiting governing board members of special districts or school districts from voting in an official capacity on specified matters; prohibiting county, municipal, or other local public officers or governing board members of special districts or school districts from participating in specified matters; amending s. 112.3144, F.S.; requiring certain mayors and members of a governing body of a municipality to file a full and public disclosure of financial interests; providing disclosure requirements; amending s. 112.3145, F.S.; providing disclosure requirements regarding annual ethics training on a statement of financial interests; providing applicability; amending s. 112.31455, F.S.; applying provisions relating to the collection of unpaid fines for failure to file disclosures of financial interests to school districts; amending s. 112.3148, F.S.; conforming provisions to specified local government lobbyist registration requirements; creating s. 112.3181, F.S.; prohibiting statewide elected officers and legislators from soliciting employment offers or investment advice arising out of official or political activities; providing exceptions; prohibiting such officers or legislators from soliciting or accepting investment advice from, or soliciting or entering into certain profitmaking relationships with, a lobbyist or principal; providing an exception; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; requiring a statewide elected officer or legislator to disclose the acceptance of new employment or increased compensation to the commission; requiring the commission to

publish such disclosures on its website; authorizing the commission to adopt certain forms and rules; amending s. 112.3185, F.S.; providing definitions; prohibiting certain officers and employees from soliciting employment or contractual relationships from or negotiating employment or contractual relationships with certain employers; providing exceptions; requiring disclosure of certain offers of employment or contractual relationships; revising applicability; amending s. 112.3187, F.S.; replacing the term "gross mismanagement" with the term "mismanagement"; conforming provisions to changes made by the act; amending s. 112.3215, F.S., and reenacting subsection (15); revising definitions; requiring an executive branch lobbyist to electronically register with the commission; revising lobbyist registration, compensation report, principal designation cancellation, and investigation requirements; revising lobbyist registration fees; authorizing the commission to dismiss certain complaints and investigations; repealing s. 112.3261, F.S., relating to registration and reporting for lobbying water management districts; creating s. 112.3262, F.S.; providing definitions; requiring the commission to create the Local Government Lobbyist Registration System; providing for the future removal of local government authority to enact a rule or ordinance requiring lobbyists to register with the local government; requiring lobbyists to register with the commission before lobbying governmental entities as of a specified date; providing registration requirements and fees; providing responsibilities for lobbyists, governmental entities, the commission, and the Governor; providing civil penalties; authorizing the suspension of certain lobbyists under certain circumstances; authorizing the commission to adopt rules; requiring the commission to provide advisory opinions for specified purposes; amending s. 218.32, F.S.; requiring the Department of Financial Services to file an annual report with the Legislature and the commission by a specified date; amending ss. 112.3188, 112.3189, and 112.31895, F.S.; conforming provisions to changes made by the act; declaring that the act fulfills an important state interest; providing effective dates.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Mayfield—

SB 1536—A bill to be entitled An act relating to trust funds; creating s. 112.3263, F.S.; creating the Local Government Lobbyist Registration System Trust Fund within the Commission on Ethics; providing for the purpose of the trust fund and source of funds; providing for the future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Rodriguez—

SB 1538—A bill to be entitled An act relating to employment in the renewable energy industry; creating s. 288.953, F.S.; establishing the Renewable Energy Jobs Assistance Program within the Department of Economic Opportunity; providing a purpose for the program; requiring the department to establish an application process for grants awarded and loans made under the program; requiring the department to determine the need for workers in specific areas of the renewable energy industry and to award grants or make loans based on that determination; providing requirements for loans; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Braynon—

SB 1540—A bill to be entitled An act relating to powers and duties of a district school board; amending s. 1001.42, F.S.; deleting a provision prohibiting a district school board from awarding an annual contract on the basis of certain circumstances; providing an effective date.

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

By Senator Bracy—

SB 1542—A bill to be entitled An act relating to youthful offenders; creating s. 944.805, F.S.; requiring the Department of Corrections to submit an annual report to the Legislature by a specified date which contains specified information regarding prisoners of certain ages who are in the custody of the department; defining the term “state correctional facility”; amending s. 958.04, F.S.; revising the criteria allowing a court to sentence as a youthful offender a person who is found guilty of, or who pled nolo contendere or guilty to, committing a felony before the person turned 21 years of age; reenacting ss. 958.03(5), 958.045(8)(a), and 985.565(4)(c), F.S., relating to the definition of “youthful offender,” the youthful offender basic training program, and classification as a youth offender, respectively, to incorporate the amendment made to s. 958.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Farmer—

SB 1544—A bill to be entitled An act relating to speech-language pathologists employed by a school district; creating s. 1012.441, F.S.; providing requirements for the caseloads of speech-language pathologists employed by a school district; providing a weighted calculation methodology for such caseloads; requiring school districts to use certain student counts to determine caseloads; requiring each school district to develop and implement a district-wide workload plan for such speech-language pathologists; providing workload plan requirements; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Simmons—

SB 1546—A bill to be entitled An act relating to the Voluntary Prekindergarten Education Program; amending s. 1002.51, F.S.; defining the term “nonprofit provider”; amending s. 1002.53, F.S.; revising the prekindergarten program options available to certain parents to include a specified in-home, technology-based program; creating s. 1002.64, F.S.; authorizing each early learning coalition to administer an in-home, technology-based academic prekindergarten program as part of the Voluntary Prekindergarten Education Program; specifying requirements for the program; requiring the nonprofit provider to provide the early learning coalition with certain program information; requiring the early learning coalition to reimburse an approved nonprofit provider from funds allocated for the Voluntary Prekindergarten Education Program; amending s. 1002.67, F.S.; authorizing a nonprofit provider to select or design a developmentally appropriate curriculum that meets certain requirements; requiring the nonprofit provider to implement a pre- and post-assessment under certain circumstances; requiring each early learning coalition to verify the nonprofit provider meets certain requirements; amending s. 1002.69, F.S.; requiring the Office of Early Learning to adopt certain procedures and criteria regarding a nonprofit provider’s kindergarten readiness rate; amending s. 1002.71, F.S.; specifying the calculation of a full-time equivalent student in an in-home, technology-based academic prekindergarten program; requiring the office to adopt a uniform attendance policy for special populations that participate in a specified prekindergarten program; amending s. 1002.73, F.S.; revising Department of Education duties regarding nonprofit providers; amending s. 1002.75, F.S.; requiring the office to adopt certain procedures for the Voluntary Prekindergarten Education Program for a nonprofit provider; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Book—

SB 1548—A bill to be entitled An act relating to K-12 student safety; amending s. 413.208, F.S.; exempting certain school district employees from level 2 background screenings under specified circumstances; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to

be in a specified format; amending s. 1011.62, F.S.; prohibiting certain teachers from receiving bonuses related to specified FTE student membership calculations; authorizing the State Board of Education to adopt rules for rescinding certain certifications or grades; amending s. 1012.315, F.S.; providing that certain persons are ineligible for employment in a school district under specified circumstances; amending s. 1012.36, F.S.; providing that certain persons are not exempt from specified certification requirements; amending s. 1012.56, F.S.; requiring certified educators to inform their employers within a specified time period after being arrested for, rather than convicted of, certain offenses; authorizing the Department of Education to deny applicants for certification if the applicant could be disciplined by the Education Practices Commission; authorizing the commission to impose specified penalties on such applicants under certain circumstances; amending s. 1012.57, F.S.; providing that an adjunct teaching certificate does not fulfill specified certification requirements; amending s. 1012.795, F.S.; authorizing the commission to take certain actions against persons who meet specified criteria; amending s. 1012.796, F.S.; requiring certified educators who are placed on probation to immediately notify a specified office upon separation from, rather than termination of, employment; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Appropriations.

By Senator Taddeo—

SB 1550—A bill to be entitled An act relating to abandoned animals; amending s. 705.19, F.S.; specifying that an animal owner who abandons the animal has no expectation of privacy in the animal’s body or remains; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Rules.

By Senator Bracy—

SB 1552—A bill to be entitled An act relating to juvenile justice; amending s. 985.26, F.S.; requiring that a prolific juvenile offender be held in secure detention until a detention hearing is held if the juvenile violated the conditions of nonsecure detention; amending s. 985.433, F.S.; requiring a court to receive and consider a predisposition report before committing a child if the court determines that adjudication and commitment to the Department of Juvenile Justice is appropriate; conforming a cross-reference; amending s. 985.556, F.S.; increasing the age of a child at which a state attorney may, or is required to, request a court to transfer the child to adult court for criminal prosecution; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may, or is required to, file an information against the child for prosecution as an adult; making a technical change; requiring the department to begin collecting on a certain date specified information relating to children who qualify for prosecution as adults and for children who are transferred to adult court for criminal prosecution; requiring the department to work with the Office of Program Policy Analysis and Government Accountability (OPPAGA) to generate a report analyzing the data on juveniles transferred for criminal prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a certain date; requiring the department to work with OPPAGA to generate an annual report that includes certain information, and to provide the report to the Governor and the Legislature by a specified date; amending s. 985.672, F.S.; requiring that a board of directors for the department’s direct-support organization be appointed according to the organization’s established bylaws; deleting a provision relating to membership of the organization; extending the date of a future repeal; reenacting ss. 790.22(8), 985.115(2), 985.13(2), 985.255(2) and (3)(a) and (c), and 985.35(1)(a), F.S., relating to detention of a minor for committing a crime and using or possessing a firearm, releasing and delivery of a child from custody, probable cause affidavits, detention criteria and detention hearings, and adjudicatory hearings, respectively, to incorporate the amendment made to s. 985.26, F.S., in references thereto; reenacting s. 985.15(1), F.S., relating to filing decisions, to incorporate the amendment made to s. 985.556, F.S., in a reference thereto; reenacting ss. 985.265(5) and 985.565(4), F.S., relating to children in adult jails and sentencing alternatives for juveniles prosecuted as adults, respectively, to incorporate the amendments made to ss. 985.556

and 985.557, F.S., in references thereto; reenacting s. 985.26(2)(c), F.S., relating to the length of detention, to incorporate the amendment made to s. 985.557, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rodriguez—

SB 1554—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring charter schools that receive capital outlay funding used for certain purposes to ensure that new facilities comply with the State Requirements for Educational Facilities of the Florida Building Code; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rodriguez—

SB 1556—A bill to be entitled An act relating to education facilities as emergency shelters; amending s. 1013.372, F.S.; requiring that education facilities that have received public education capital outlay funding be made available to county and state emergency management offices during a state of emergency for specified purposes; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rodriguez—

SB 1558—A bill to be entitled An act relating to school health immunizations; providing a short title; amending s. 1003.22, F.S.; revising child immunization requirements to include a vaccine for human papillomavirus; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

By Senator Grimsley—

SB 1560—A bill to be entitled An act relating to board-certified medical specialists; amending s. 458.331, F.S.; conforming a provision; repealing s. 458.3312, F.S., relating to board-certified specialists; amending s. 458.348, F.S.; conforming a provision; amending s. 766.106, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Commerce and Tourism; and Rules.

By Senator Passidomo—

SB 1562—A bill to be entitled An act relating to elder abuse; amending s. 825.101, F.S.; defining terms; creating s. 825.1035, F.S.; creating a cause of action for an injunction for protection against the exploitation of a vulnerable adult; providing for standing to bring a cause of action for an injunction; providing that an injunction may be sought regardless of any other action that may be pending between specified parties; specifying that the right to petition for an injunction is not affected by a person temporarily or permanently vacating a residence or household to avoid exploitation; providing a list of persons who may seek an injunction; providing that parties to an injunction may not be required to be represented by an attorney; specifying that the petitioner is liable for actual damages under certain circumstances; providing for the submission of evidence to the court; providing for venue; providing that exploitation already having occurred is not required as a prerequisite for filing for or issuance of an injunction; requiring that a petition be filed in certain proceedings under ch. 744, F.S.; prohibiting the clerk of the circuit court from assessing a filing fee under certain circumstances; authorizing the clerk of the circuit court to request a reimbursement for such petitions, subject to the appropriation of funds for that purpose; requiring the clerk of the circuit court to pay

from such reimbursement any fee not exceeding \$20 that a law enforcement agency requests; prohibiting the court from requiring a bond for the entry of the injunction; requiring a sworn petition to contain certain allegations and statements; requiring the court to set a hearing at a certain time; requiring the respondent to be personally served with certain documents prior to the hearing; requiring the clerk of the circuit court to assist the petitioner in filing an injunction or petition by providing certain forms and instructions; requiring the clerk of the court to ensure the petitioner's privacy; requiring the clerk of the court to provide the petitioners with certified copies of the injunction order; requiring that the clerks of the court and appropriate staff receive certain training; requiring that the clerk of the circuit court make available certain informational brochures and create and distribute a specified brochure containing specified information to the petitioner at the time of filing for an injunction; authorizing the court to grant a temporary injunction ex parte under certain circumstances; prohibiting the use of evidence other than verified pleadings or affidavits in an ex parte hearing; providing an exception; requiring the court to follow certain procedures when issuing an order denying a petition for an ex parte injunction; prohibiting an ex parte temporary injunction from having a duration longer than a specified number of days; requiring that a full hearing be set for a date no later than the date the temporary injunction expires; authorizing the court to grant a continuance of the hearing for good cause; authorizing the court to grant specified relief under certain circumstances; providing factors that a court must consider when determining whether petitioners have reasonable cause; requiring that the court allow certain advocates to be present under certain circumstances; requiring that the terms of certain injunctions remain in effect until modified or dissolved; authorizing either party to move at any time to modify or dissolve an injunction; requiring that a temporary or final judgment on an injunction meet certain requirements; specifying that granting separate orders of protection to opposing parties is not legally sufficient for certain purposes; requiring that certain proceedings be recorded; providing requirements and options for service of process; authorizing the court to waive the service of process requirement for a financial institution; requiring that the clerk of the circuit court deliver a certified copy of certain orders meeting certain criteria to the parties under certain circumstances; providing options for noting the service was effective; requiring that the clerk of the circuit court place a written certification in the court file and notify the sheriff under certain circumstances; authorizing the clerk of the circuit court to serve certain respondents by certified mail; requiring that the clerk of the circuit court, law enforcement officers, and sheriffs follow certain procedures within a certain timeframe after an injunction has been issued or an injunction becomes ineffective; requiring the clerk of the circuit court to provide copies of certain petitions and orders to the adult protective services program; requiring the adult protective services program to treat petitions in a certain manner; requiring the adult protective services program to submit to the court the results of any previous investigations relating to the vulnerable adult within a specified timeframe; providing options for enforcing and prosecuting a violation of an injunction; requiring that the clerk of the circuit collect any assessment or fine ordered by the court and transfer it to the Department of Revenue for deposit into the General Revenue fund on a monthly basis; requiring that a respondent held in custody after an arrest for violating an injunction be brought before the court as expeditiously as possible; providing construction; creating s. 825.1036, F.S.; requiring that a clerk of the circuit court assist the petitioner in preparing an affidavit or direct the petitioner to a certain office, under certain circumstances; requiring the clerk of the circuit court or the office assisting the petitioner to immediately forward the affidavit to certain people and places depending on certain circumstances; requiring a law enforcement agency to complete its investigation and forward the affidavit along with a report of any information obtained through its investigation to the state attorney within a specified timeframe; requiring the state attorney to determine how it will proceed within a specified timeframe; authorizing the court to immediately issue an order of appointment of the state attorney in certain circumstances; requiring the court to immediately notify the state attorney that the court is proceeding to enforce the violation through a ruling of criminal contempt if the court does not issue an order of appointment; providing a penalty for a willful violation of an injunction; providing an exception; providing for how an injunction may be violated; providing that a person with two or more prior convictions for violation of an injunction or foreign protection order against the same victim who commits a subsequent violation against the same victim commits a third degree felony; defining conviction; authorizing the court to award economic damages to a person

who suffers an injury or loss as a result of a violation of an injunction; amending s. 901.15, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations; and Rules.

By Senator Grimsley—

SB 1564—A bill to be entitled An act relating to advanced birth centers; amending s. 383.30, F.S.; revising the short title; amending s. 383.301, F.S.; providing for the applicability of licensure requirements under part II of ch. 408, F.S., to advanced birth centers; amending s. 383.302, F.S.; defining the term “advanced birth center”; revising definitions; amending s. 383.307, F.S.; providing requirements for the administration of an advanced birth center; creating s. 383.3081, F.S.; providing requirements for advanced birth center facilities and equipment; amending s. 383.309, F.S.; requiring the Agency for Health Care Administration to adopt by rule minimum standards for advanced birth centers, which must be equivalent to specified standards; authorizing the agency to enforce specified provisions of the Florida Building Code and the Florida Fire Prevention Code; requiring an advanced birth center, at a minimum, to comply with certain construction standards; amending s. 383.311, F.S.; providing for the education and orientation of advanced birth center clients and their families; amending s. 383.312, F.S.; requiring advanced birth centers to ensure that clients have adequate prenatal care; amending s. 383.313, F.S.; conforming provisions to changes made by the act; creating s. 383.3131, F.S.; requiring that laboratories located in advanced birth centers be licensed as clinical laboratories; restricting the surgical procedures that may be provided at advanced birth centers; providing conditions for the administration of anesthesia and the use of specified chemical agents; amending s. 383.315, F.S.; requiring an advanced birth center to employ or maintain an agreement with an obstetrician who is available to attend and perform cesarean deliveries when necessary; amending s. 383.316, F.S.; requiring advanced birth centers to provide for the transfer and transport of emergency patients to a hospital, to identify and list certain transportation services, and to annually assess and document certain services and protocols; amending s. 383.318, F.S.; requiring that mothers and infants be discharged from an advanced birth center within specified timeframes except in unusual circumstances; requiring the filing of a certain report in such circumstances; providing protocols for postpartum care of clients and infants; providing requirements for followup care; amending s. 383.32, F.S.; specifying that clinical records must be immediately available at an advanced birth center at specified times; amending s. 383.332, F.S.; providing a criminal penalty for operating an unlicensed advanced birth center; amending s. 465.003, F.S.; revising the definition of the term “institutional pharmacy” to include pharmacies located in advanced birth centers; amending s. 465.019, F.S.; revising the definition of the term “modified Class II institutional pharmacies” to include pharmacies located in advanced birth centers; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 1566—A bill to be entitled An act relating to military and veteran support; creating s. 295.156, F.S.; requiring the Department of Veterans' Affairs, subject to appropriation, to contract with individuals and entities to provide alternative treatment options for certain veterans; defining the term “alternative treatment”; requiring alternative treatment to be provided under the direction and supervision of certain licensed individuals; requiring a contracted individual or entity to submit an annual report to the department; amending s. 454.021, F.S.; authorizing the Supreme Court of Florida to admit on motion a bar applicant who is the spouse of a servicemember stationed in this state under certain circumstances; providing for construction; amending s. 1012.56, F.S.; requiring the Department of Education to expedite the processing of an application for educator certification submitted by the spouse of a servicemember stationed in this state; requiring the State Board of Education to adopt rules regarding extending validity of a temporary certificate if the applicant is the spouse of a servicemember stationed in this state; providing legislative findings and intent regarding continuing education for veterans of the United States Armed

Forces; providing legislative intent to require collaboration between the State Board of Education and the Board of Governors of the State University System in achieving specified goals regarding educational opportunities for veterans; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Appropriations.

By Senator Farmer—

SB 1568—A bill to be entitled An act relating to prohibited activities under the Workers' Compensation Law; amending s. 440.105, F.S.; requiring employers to comply with specified provisions relating to the unlawful employment of aliens, unfair immigration-related employment practices, and penalties for document fraud; providing a criminal penalty for violating such provisions; exempting certain entities from reporting such violations to the Division of Investigative and Forensic Services, Bureau of Workers' Compensation Fraud; deleting a prohibition against an employer's knowing participation in creating certain employment relationships; requiring that certain false, fraudulent, misleading, or incomplete statements or information be relevant to a person's eligibility for workers' compensation benefits or payments to violate certain insurance fraud provisions; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Braynon—

SB 1570—A bill to be entitled An act relating to the St. Lucie River Watershed Pollutant Control Program; amending s. 373.4595, F.S.; specifying that county ordinances regulating the transportation, composting, or land application of sewage within the St. Lucie River watershed are not duplicate regulations; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Rules.

By Senators Bean and Gibson—

SM 1572—A memorial to the Congress of the United States, urging Congress to pass the “Ensuring Access to Air Ambulance Services Act of 2017,” as articulated in H.R. 3378 and S. 2121.

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

By Senator Taddeo—

SB 1574—A bill to be entitled An act relating to unarmed security licenses; amending s. 493.6303, F.S.; authorizing security officer training classes to be offered in-person or online through certain secure websites; amending s. 493.6304, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Regulated Industries; and Rules.

By Senator Steube—

SB 1576—A bill to be entitled An act relating to lost or stray dogs or cats; creating s. 823.151, F.S.; providing legislative findings; requiring specified entities that take receivership of lost or stray dogs or cats to adopt written policies and procedures to ensure that every reasonable effort is made to quickly and reliably return owned animals to their owners; providing requirements for such policies and procedures; requiring that specified records be made available to the public; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Rules.

By Senator Stewart—

SB 1578—A bill to be entitled An act relating to student assessments; amending s. 1008.22, F.S.; requiring the Commissioner of Education to identify concordant and comparative scores on specified Spanish language college admission tests that satisfy certain graduation requirements; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Stargel—

SB 1580—A bill to be entitled An act relating to a Florida Guide to a Healthy Marriage; creating s. 741.0307, F.S.; creating the Marriage Education Committee within the Department of Children and Families; specifying that the committee must be appointed and shall convene decennially; requiring the initial committee to create the Florida Guide to a Healthy Marriage and subsequent decennial committees to review and update the contents of the guide; specifying the membership of and appointment process for the committee; limiting the terms of committee members; providing for the filling of vacancies; requiring each committee to submit the completed guide to the Governor and the Legislature; requiring that certain content be included in the guide; requiring the committee to oversee the design and layout of the guide; requiring the committee to raise funds from private sources to pay for the design and layout of the guide; authorizing the committee to raise funds from private sources to cover guide printing and distribution costs; providing that guides are not required to be printed or distributed unless adequate funds are raised to cover the costs of printing and distribution; requiring the clerk of each circuit court to post an electronic copy of the guide on the court's website and to distribute printed copies of the guide if they are made available; encouraging the clerk of each circuit court to provide a list of course providers and websites where certain classes are available; amending s. 741.04, F.S.; prohibiting a county court judge or clerk of the circuit court from issuing a marriage license unless he or she is first presented with a statement verifying that both parties have obtained and read the guide or have viewed an electronic presentation containing certain information; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Bean—

SB 1582—A bill to be entitled An act relating to elections; repealing s. 98.0981, F.S., which provides reporting requirements for voting history and statewide voter registration system information, precinct-level election results, and precinct-level book closing statistics; providing an effective date.

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

By Senator Stewart—

SB 1584—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; defining the term "individual identifying information"; creating a public records exemption for individual identifying information of a person under a specified age contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Simmons—

SB 1586—A bill to be entitled An act relating to the energy grid; creating s. 366.96, F.S.; providing legislative intent; defining terms;

requiring the Public Service Commission to hold a series of hearings to determine certain disaster hardening standards for each electric utility; requiring the commission to determine an energy grid improvement plan for each electric utility; specifying the maximum period for such plans' implementation; requiring the commission to allow such plans to be modified at certain intervals; specifying considerations for determining such standards and plans; requiring the commission to issue an order for the electric utilities to implement and fund their plans; authorizing the commission to grant a single extension of plan deadlines every 5 years under certain circumstances; requiring the commission to submit a report to the Legislature on specified dates; requiring the commission to adopt certain rules and issue certain orders; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Regulated Industries; Governmental Oversight and Accountability; and Rules.

By Senator Brandes—

SB 1588—A bill to be entitled An act relating to budget transparency; creating s. 215.9851, F.S.; specifying procedures to be followed by certain entities in preparing and approving their operating budgets; requiring certain budget information to be submitted to the legislative appropriations committees; requiring certain entities to establish and maintain a website; requiring certain information to be published on the website; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Senator Taddeo—

SB 1590—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; specifying that the Office of Chief Inspector General is a separate budget entity and housed within the Executive Office of the Governor for administrative purposes only; requiring that the Chief Inspector General be subject to Senate confirmation; providing that the Chief Inspector General may only be removed from office by the Governor for cause; amending s. 20.055, F.S.; specifying that the office of an agency inspector general is a separate budget entity from the state agency in which the office is established; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Rules.

By Senator Grimsley—

SB 1592—A bill to be entitled An act relating to sales and use tax exemptions for electric generators; amending s. 212.08, F.S.; revising the sales tax exemption for certain items in agricultural use to include generators used on all farms, rather than only on poultry farms; providing a sales tax exemption for the purchase of certain emergency electric energy equipment used at nursing homes and assisted living facilities; providing a requirement for the use of the electric energy; requiring purchasers of such equipment to provide dealers with a certain affidavit; providing a criminal penalty if a person furnishes a false affidavit; specifying a limit to the exemption; authorizing the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 1594—A bill to be entitled An act relating to nursing; amending s. 464.003, F.S.; defining the term "advanced practice registered nurse"; deleting the terms "advanced registered nurse practitioner" and "clinical nurse specialist," to conform to changes made by the act; repealing s. 464.0115, F.S., relating to the certification of clinical nurse specialists; amending s. 464.012, F.S.; requiring any nurse desiring to be licensed as an advanced practice registered nurse to apply to the De-

partment of Health, submit proof that he or she holds a current license to practice professional nursing, and meet one or more specified requirements as determined by the Board of Nursing; authorizing the board to adopt rules to provide for provisional state licensure of graduate registered nurse anesthetists, clinical nurse specialists, certified nurse practitioners, and certified nurse midwives for a specified period of time; conforming provisions to changes made by the act; amending s. 960.28, F.S.; conforming a cross-reference; amending ss. 39.303, 39.304, 90.503, 110.12315, 121.0515, 252.515, 310.071, 310.073, 310.081, 320.0848, 381.00315, 381.00593, 383.14, 383.141, 390.0111, 390.012, 394.455, 395.0191, 397.311, 397.4012, 397.427, 397.679, 397.6793, 400.021, 400.462, 400.487, 400.506, 400.9973, 400.9974, 400.9976, 400.9979, 401.445, 409.905, 409.908, 409.973, 429.918, 456.0391, 456.0392, 456.041, 456.048, 456.072, 456.44, 458.3265, 458.331, 458.348, 459.0137, 459.015, 459.025, 464.003, 464.004, 464.013, 464.015, 464.016, 464.018, 464.0205, 467.003, 480.0475, 483.041, 483.801, 486.021, 490.012, 491.0057, 491.012, 493.6108, 627.357, 627.6471, 627.6472, 627.736, 633.412, 641.3923, 766.103, 766.1115, 766.1116, 794.08, 893.02, 893.05, 943.13, 948.03, 1002.20, 1002.42, 1006.62, 1009.65, 1009.66, and 1009.67, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Stewart—

SB 1596—A bill to be entitled An act relating to nursing home facilities; amending s. 400.0238, F.S.; revising the division of an award of punitive damages between a claimant and the Quality of Long-Term Care Facility Improvement Trust Fund; revising provisions related to punitive damages to include provisions for cases that are settled; amending s. 400.0239, F.S.; authorizing the trust fund to expend certain funds on a grant program administered by the Agency for Health Care Administration to provide funding to reimburse nursing home facilities for the cost of purchasing, installing, repairing, replenishing, or improving certain onsite operational generators and certain onsite supplies of fuel; creating s. 400.0627, F.S.; providing legislative intent; requiring the agency, within any funds appropriated for that purpose, to reimburse nursing home facilities for the cost of purchasing, installing, repairing, replenishing, or improving certain onsite operational generators and certain onsite supplies of fuel; providing eligibility criteria for such reimbursement; specifying that such reimbursement may not exceed the amount of appropriated funds and must be made on a first-come, first-served basis; providing construction; authorizing the agency to adopt rules; providing for the appropriation of general revenue and trust fund monies to the agency for the purpose of reimbursing eligible nursing home facilities as provided in the act, subject to legislative appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Passidomo—

SB 1598—A bill to be entitled An act relating to deployed parent custody and visitation; creating part IV of ch. 61, F.S., entitled “Uniform Deployed Parents Custody and Visitation Act”; providing definitions; providing remedies for noncompliance; authorizing a court to issue certain custodial orders only under certain jurisdiction; providing notice requirements; providing requirements for proceeding for custodial responsibility of a child of a servicemember; providing requirements for agreement forms, termination, modification, power of attorney, and filing; providing requirements for temporary orders of custodial responsibility; authorizing electronic testimony in a proceeding for temporary custody; providing for the effect of any prior judicial order or agreement; authorizing a court to grant caretaking authority or limited contact to a nonparent under certain conditions; providing for the termination of a grant of authority; providing requirements for an order of temporary custody; authorizing a court to enter a temporary order for child support under certain circumstances; authorizing a court to modify or terminate a temporary grant of custodial responsibility; providing procedures for termination of a temporary custodial responsibility agreement; providing for visitation; providing construction; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Passidomo—

SB 1600—A bill to be entitled An act relating to ad valorem taxation; creating s. 196.2003, F.S.; providing definitions; providing for certain property damaged or destroyed by a natural disaster in 2017 to receive an abatement of certain property taxes; specifying procedures for a property owner to use in applying for an abatement of taxes; requiring a property appraiser to investigate the statements contained in applications that are submitted; specifying procedures for a property appraiser to use in notifying the tax collector when an applicant is entitled to an abatement; providing duties of the tax collector relating to determining the amount of the disaster relief credit; requiring the tax collector to reduce taxes in a specified manner; requiring the tax collector to notify the Department of Revenue and certain local governing boards of the reduction in taxes; prohibiting uninhabitable residential improvements from having any value placed thereon; providing retroactive applicability; providing for expiration; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bracy—

SB 1602—A bill to be entitled An act relating to cannabis; creating s. 893.131, F.S.; defining terms; providing that possession of a personal use quantity of cannabis or a cannabis accessory by an adult is a civil violation punishable by a civil penalty or community service, or, if the offender is under 18 years of age, community service or completion of a drug awareness program; prohibiting arrests for such violations in the absence of grounds related to a separate offense; providing an exception; limiting collateral use of such violations; prohibiting state or local penalties or obligations other than specified penalties or obligations concerning possession of personal use quantities of cannabis or cannabis accessories; prohibiting additional state or local penalties or obligations for having cannabinoids or cannabinoid metabolites in tissue or fluid of the body; providing applicability; specifying that political subdivisions may enact ordinances concerning public consumption of cannabis; specifying that certain violations may not be considered probation or parole violations; providing for recordkeeping; authorizing the court to require completion of a drug awareness program under certain circumstances; authorizing the drug awareness program to charge a fee; requiring waiver of the fee for financial hardship; providing civil penalties for noncompliance; providing for the distribution of revenue from the civil penalties; amending ss. 893.13, 893.145, and 938.23, F.S.; conforming provisions to changes made by the act; reenacting ss. 112.0455(8)(s), 397.4073(4)(b), 435.07(2), 772.12(2), 775.084(1)(a), 810.02(3)(f), 812.014(2)(c), 831.311(1), 893.1351(1) and (2), 893.138(3), 893.15, 903.133, and 921.187(1)(l), F.S., relating to the Drug-Free Workplace Act, background checks of service provider personnel, exemptions from disqualification, the Drug Dealer Liability Act, violent career criminals, habitual felony offenders, habitual violent felony offenders, three-time violent felony offenders, definitions, procedure, and enhanced penalties or mandatory minimum prison terms, burglary, theft, unlawful sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances, ownership, lease, rental, or possession for trafficking in or manufacturing a controlled substance, local administrative action to abate drug-related, prostitution-related, or stolen-property-related public nuisances and criminal gang activity, rehabilitation, bail on appeal prohibited for certain felony convictions, and disposition, sentencing, alternatives, and restitution, respectively, to incorporate the amendment made by the act to s. 893.13, F.S., in references thereto; reenacting ss. 893.12(2)(a) and 893.147(6)(a), F.S., relating to contraband seizure, forfeiture, and sale, and use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia, respectively, to incorporate the amendment made by the act to s. 893.145, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Taddeo—

SB 1604—A bill to be entitled An act relating to public records; amending s. 288.1259, F.S.; providing an exemption from public records requirements for certain application information submitted to the Florida Motion Picture Capital Corporation; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Taddeo—

SB 1606—A bill to be entitled An act relating to film and television production; creating s. 288.1259, F.S.; defining terms; establishing the Florida Motion Picture Capital Corporation to encourage the use of this state as a site for scripted productions by providing financing to certain productions; providing powers of the corporation; requiring the board of directors to adopt specified criteria for evaluating a financing application; requiring the production to use a bonded third-party collection account management firm; requiring that certain presales or sales estimates meet a specified minimum value; requiring a production to carry an insurance package meeting certain standards; requiring a production to provide certain proof of funds within a specified period; requiring the lead producer or production company to have a specified sales record or provide a completion bond; requiring that certain items be evaluated and approved by a production expert selected by the board; requiring the production budget to include a certain amount of contingency funds; providing for the release of corporation funds according to a specified schedule; requiring the board to approve the expenditure of certain contingency funds; requiring the board to release corporation funds to a production in a specified manner; requiring the production company to allow the board to inspect and audit certain reports and ledgers within a certain timeframe; requiring the board to give preference to productions that meet specified criteria; authorizing the corporation to charge certain fees; requiring the board to be composed of certain members; providing for the appointment of the initial board, terms for the board, and guidelines for the board; prohibiting a board member from discussing certain pending applications with applicants outside of a board meeting for a specified period; requiring a board member to serve without compensation; authorizing the board members to be reimbursed for certain expenses; requiring the board to adopt bylaws, rules, and policies before the expenditure of funds; requiring the board to hold regularly scheduled meetings; requiring the board to create the Florida Motion Picture Capital Account and maintain exclusive control of the account; authorizing the board to deposit funds with certain institutions and to invest certain funds in permissible securities; requiring that certain dividend payments be redeposited in the account for a specified purpose; requiring that the corporation's operating expenses be kept to a minimum and funded by appropriations and certain net returns; requiring that a claim against the account be solely paid from the account; requiring the board to appoint a president who meets specified criteria; providing the powers and duties of the president; requiring the corporation to provide certain notice of financing contracts or agreements to the Department of Economic Opportunity and on the corporation's website for a specified period of time; requiring that the notice include specified information; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Grimsley—

SB 1608—A bill to be entitled An act relating to agritourism signage; creating s. 604.71, F.S.; requiring the Department of Transportation to create and administer a program to install directional signs to assist visitors in locating certain agritourism facilities; specifying requirements for the placement of signs; specifying qualifications for the program; requiring the department to adopt rules and coordinate with the Department of Agriculture and Consumer Services in administering the program; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Farmer—

SB 1610—A bill to be entitled An act relating to school meals; providing a short title; creating s. 1002.24, F.S.; providing definitions; requiring schools to provide certain information in specified formats relating to free and reduced-price meals; requiring schools to complete an application for free or reduced-price meals on a student's behalf under certain circumstances; providing an exemption to such requirements; requiring a specific liaison to work with the Department of Agriculture and Consumer Services to ensure certain students receive meals; providing duties and responsibilities of schools relating to the provision of meals and contacting and assisting a student's parent; prohibiting a school from taking specified actions relating to a student who cannot pay for a meal or who owes a meal debt; prohibiting parents from paying specified fees or costs relating to meal debts; providing for rule making; providing an effective date.

—was referred to the Committees on Education; Appropriations; and Rules.

By Senator Rader—

SB 1612—A bill to be entitled An act relating to airboat regulation; providing a short title; amending s. 327.391, F.S.; requiring, by a specified date, a commercial airboat operator to have specified documents on board the airboat while carrying passengers for hire; providing an exception; providing a penalty; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Hukill—

SB 1614—A bill to be entitled An act relating to education; amending s. 1002.421, F.S.; requiring the Department of Education to suspend specified payments to private schools that fail, rather than knowingly fail, to meet certain scholarship program accountability standards; providing that the failure of, rather than the inability of, private schools to meet such standards constitutes the basis for ineligibility for participation in a scholarship program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Hukill—

SB 1616—A bill to be entitled An act relating to education; amending s. 1006.07, F.S.; requiring school districts to conduct a security risk assessment at each public school site within the district; requiring school districts to use a format prescribed by the Department of Education for such assessments and for self-assessments of current safety and security practices; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Hukill—

SB 1618—A bill to be entitled An act relating to education; amending s. 1003.576, F.S.; removing an obsolete date; providing an effective date.

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

By Senator Book—

SB 1620—A bill to be entitled An act relating to the Florida Water Infrastructure Needs Solutions Task Force; creating the task force

within the legislative branch; providing legislative findings and the purpose of the task force; specifying membership of the task force; establishing the manner of appointments and the terms of membership; specifying requirements for meetings of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; specifying that the task force is dissolved and discharged of further duties upon submission of such report; providing for staffing; specifying public records and public meetings requirements applicable to the task force; authorizing reimbursement for per diem and travel expenses; providing for expiration; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Flores—

SB 1622—A bill to be entitled An act relating to lands used for governmental purposes; amending s. 253.025, F.S.; specifying the authority of the Division of State Lands within the Department of Environmental Protection to acquire lands from an annual list provided by the Department of Economic Opportunity and the Florida Defense Support Task Force for the purpose of buffering military installations against encroachment; providing requirements for the annual list; providing conditions under which specified appraisal standards are required for such lands; authorizing such lands to be leased or conveyed for less than appraised value to military installations; providing requirements for such leasing and conveyance; authorizing the use of certain funding sources for the immediate acquisition of lands that prevent or satisfy private property rights claims within areas of critical state concern; providing procedures for estimating the value of such lands under certain conditions; amending s. 380.0666, F.S.; authorizing land authorities to contribute tourist impact tax revenues to counties for the construction, redevelopment, and preservation of certain affordable housing; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Rader—

SB 1624—A bill to be entitled An act relating to public lodging safety regulations; amending s. 509.211, F.S.; requiring safety inspections of hotel and motel guest rooms every 48 hours; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Powell—

SB 1626—A bill to be entitled An act relating to student discipline; creating s. 1006.01, F.S.; defining terms; amending s. 1006.07, F.S.; revising the duties of the district school boards relating to student discipline and school safety; requiring school districts to adopt standards for intervention, rather than a code of student conduct, which standards include specified requirements; requiring a school district to ensure the meaningful involvement of certain individuals and the community in creating and applying certain policies; requiring each school district to fund and support the implementation of school-based restorative justice practices; requiring a school district to hire staff members to improve the school climate and safety; requiring a school district to annually survey parents, students, and teachers regarding school safety and discipline issues; amending s. 1006.12, F.S.; revising the qualifications of a school resource officer and a school safety officer; authorizing a school resource officer and a school safety officer to arrest a student only for certain violations of law; requiring a school resource officer and a school safety officer to immediately notify the principal or the principal's designee if the officer arrests a student in a school-related incident; prohibiting an officer from arresting or referring a student to the criminal justice system or juvenile justice system for petty acts of misconduct; providing an exception; requiring written documentation of an arrest or referral to the criminal justice system or

juvenile justice system; requiring each law enforcement agency that serves a school district to enter into a cooperative agreement with the district school board, ensure the training of school resource officers and school safety officers as specified, and develop minimum qualifications for the selection of such officers; amending s. 1006.13, F.S.; requiring each district school board to adopt a policy on referrals to the criminal justice system or the juvenile justice system, rather than a policy of zero tolerance for crime and victimization; revising and providing requirements for a policy on referrals to the criminal justice system or the juvenile justice system; providing that a school's authority and discretion to use other disciplinary consequences and interventions is not limited by specified provisions; conforming terminology; requiring each district school board, in collaboration with students, educators, parents, and stakeholders, to enter into cooperative agreements with a county sheriff's office and a local police department for specified purposes; revising the requirements for these agreements; requiring each school district to annually review the cost, effectiveness, and necessity of its school safety programs and to submit findings to the Department of Education; requiring a school district to arrange and pay for transportation for a student in certain circumstances; requiring, rather than encouraging, a school district to use alternatives to expulsion or referral to a law enforcement agency unless the use of such alternatives poses a threat to school safety; requiring each school district to submit to the department its policies and agreements by a specified date each year; requiring the department to develop by a specified date a model policy for referrals to the criminal justice system or the juvenile justice system; requiring the Commissioner of Education to report by a specified date each year to the Governor and the Legislature on the implementation of policies on referrals to law enforcement agencies; amending ss. 1002.20, 1002.23, 1002.33, 1003.02, 1003.32, 1003.53, 1003.57, 1006.09, 1006.10, 1006.147, 1006.15, 1007.271, and 1012.98, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Rules.

By Senators Book, Benacquisto, Taddeo, and Rodriguez—

SB 1628—A bill to be entitled An act relating to sexual harassment; creating s. 11.9006, F.S.; creating the Task Force on the Prevention of Sexual Harassment and Misconduct; requiring that the task force meet at 4-year intervals beginning on a specified date; providing for the staffing and the composition of the task force; prescribing duties of and requirements for the task force; requiring the task force to report its findings and recommendations to the Governor and the Legislature before a specified date; authorizing reimbursement for per diem and travel expenses; creating s. 112.3126, F.S.; providing definitions; prohibiting public officers, qualified candidates, agency employees, and lobbyists from sexually harassing any person; reenacting and amending s. 112.317, F.S., relating to penalties for violations of the Code of Ethics for Public Officers and Employees; providing penalties for lobbyists who violate the prohibition against sexual harassment; amending s. 112.324, F.S.; specifying that the personal identifying information of an alleged victim of sexual harassment contained in a complaint or referral and in related materials remains confidential and exempt from public records requirements; requiring the Commission on Ethics to report its findings and recommendations to the Governor and Cabinet or the Legislature upon finding a violation of the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Hutson—

SB 1630—A bill to be entitled An act relating to medically essential electric utility service; amending s. 366.15, F.S.; revising and defining terms; providing notification requirements for electric utilities relating to the certification process for obtaining medically essential electric utility service and service disconnection; revising certification requirements and process for customers; specifying time limits for certifications; revising penalties for falsification of such certification; revising requirements relating to billing and customer disconnection for electric utilities providing such service; creating s. 456.45, F.S.; defining a term; requiring certain health care practitioners to inform certain patients of such certification process; requiring such practitioners to complete

certain medical certifications and document such certifications; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Mayfield—

SB 1632—A bill to be entitled An act relating to towing and immobilization fees and charges; amending ss. 125.0103 and 166.043, F.S.; expanding the application of certain provisions related to ordinances and rules imposing price controls to include the towing or immobilization of vessels; establishing a maximum rate that counties and municipalities may charge for the immobilization of vehicles or vessels under certain conditions; defining the term “immobilize”; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties and municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term “towing business”; providing exceptions to the prohibition; amending s. 323.002, F.S.; prohibiting counties and municipalities from imposing charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control, or lienholders of vehicles or vessels under certain conditions; providing an exception; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; providing an effective date.

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

By Senator Lee—

SB 1634—A bill to be entitled An act relating to the regulation of workers’ compensation insurance; amending s. 627.0613, F.S.; authorizing the consumer advocate appointed by the Chief Financial Officer to intervene as a party in certain proceedings relating to the regulation of workers’ compensation insurance or to seek review of certain agency actions relating to workers’ compensation insurance before the Division of Administrative Hearings; specifying requirements and procedures for the consumer advocate in the examination of workers’ compensation rates or form filings; requiring the consumer advocate to present any recommendation regarding the filing to the Office of Insurance Regulation within specified timeframes; requiring a certain certification from the actuary who examines the filing and prepares recommendations for the consumer advocate; specifying requirements for the office in responding to the consumer advocate’s recommendations; prohibiting the office from approving or disapproving a filing or issuing a certain notice before the office responds to such recommendations; amending s. 627.0621, F.S.; requiring the office to publish on a publicly accessible website certain recommendations of the consumer advocate with respect to a workers’ compensation rate filing and the office’s response to such recommendations; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

By Senator Rader—

SJR 1636—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of a new section in Article XII of the State Constitution to authorize the Legislature by general law to allow counties and municipalities to grant by ordinance partial or full ad valorem tax relief on homestead property of a parent or parents of an unmarried veteran who died from combat-related causes while on active duty as a member of the United States Armed Forces.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Rader—

SB 1638—A bill to be entitled An act relating to homestead property tax exemptions; amending s. 196.075, F.S.; authorizing counties and municipalities to exempt from taxation homestead property of certain parent or parents of certain unmarried veterans who died from combat-

related causes while on active duty as members of the United States Armed Forces; providing conditions necessary for the exemption to apply; authorizing the tax exemption to carry over or transfer under certain circumstances; providing construction with respect to the applicable tax roll and the date of death; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Simmons—

SB 1640—A bill to be entitled An act relating to vacation rentals; amending s. 212.18, F.S.; requiring persons engaged in certain public lodging-related transactions to display a valid certificate of registration number in rental listings or advertisements; specifying penalties for failure to display such certification number and who may collect such penalty; reordering and amending s. 509.013, F.S.; revising definitions and defining terms; amending s. 509.032, F.S.; revising the inspection responsibilities of the Division of Hotels and Restaurants regarding vacation rentals; conforming a cross-reference; revising the preemption of local laws, ordinances, and regulations relating to vacation rentals; amending s. 509.034, F.S.; revising the applicability of specified public lodging provisions; amending s. 509.101, F.S.; making a technical change; amending s. 509.141, F.S.; specifying the point at which a notice to depart a premises is effective; amending s. 509.151, F.S.; making a technical change; amending s. 509.221, F.S.; conforming a cross-reference; making technical changes; specifying the applicability of specified public lodging provisions to commercial vacation rentals; amending s. 509.241, F.S.; authorizing the division to refuse to issue or renew or to suspend or revoke the license of a public lodging establishment subject to a local final order directing the establishment to cease operations; requiring vacation rentals to display certain information in rental listings and advertisements; amending s. 509.242, F.S.; revising the classification of “vacation rental”; authorizing the division to require by rule that vacation rental applicants and licensees provide certain information; revising the classification of “nontransient apartment”; creating s. 509.243, F.S.; requiring transient public lodging hosting platforms to be registered with the division; prohibiting hosting platforms from making specified transactions regarding unregistered public lodging establishments; specifying registration requirements and the depositing of fees; requiring the division to adopt a schedule of fees; specifying the maximum fee per hosting platform; specifying requirements relating to agents for service of process; authorizing hosting platforms to collect and remit state and local taxes; specifying the records to be maintained by hosting platforms and the transmission of such records; requiring the division to audit such records periodically; authorizing the division to share such records with the Department of Revenue and counties for specified purposes; specifying penalties; amending s. 509.4005, F.S.; revising the applicability of specified public lodging provisions; requiring the Department of Revenue and specified counties to adopt an amnesty program regarding unpaid taxes, penalties, and interest for persons who engage in leasing, renting, letting, or granting licenses to use a vacation rental; specifying the requirements of such programs; specifying that certain taxes, penalties, or interest assessments are not eligible for such programs; authorizing the Department of Revenue to adopt emergency rules; specifying rule requirements; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 553.5041, 717.1355, and 877.24, F.S.; conforming cross-references; providing effective dates.

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

By Senator Perry—

SB 1642—A bill to be entitled An act relating to the Florida Construction Workforce Task Force; requiring the Department of Education to submit to the Governor and the Legislature a plan regarding recommendations by the Florida Construction Workforce Task Force by a specified date; providing an effective date.

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

By Senator Lee—

SB 1644—A bill to be entitled An act relating to instructional materials; amending s. 1006.283, F.S.; requiring district school board rules to include a longer public review period for student editions of recommended instructional materials; requiring district school boards to establish by rule a process by which certain persons may recommend instructional materials for consideration by district instructional materials reviewers; requiring a district school board to provide notification to certain publishers; amending s. 1006.31, F.S.; requiring public access to and an opportunity to comment on instructional materials recommended for adoption; requiring certain comments to be provided to the Commissioner of Education; requiring specified virtual presentations to be posted on the Department of Education's website; authorizing members of the public to recommend instructional materials for consideration; requiring the Department of Education to provide notification to certain publishers; conforming a cross-reference; amending s. 1006.34, F.S.; exempting certain instructional materials from certain public review procedures; authorizing district school board members to initiate certain public review procedures before instructional materials are adopted under certain conditions; amending s. 1006.40, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Montford—

SB 1646—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; providing that regional rural development grants may be used to hire regional economic development organization professional staff; authorizing the use of matching grant funds to provide technical assistance to certain entities; increasing the annual maximum amount of grant funding that specified economic development organizations may receive; revising the amount of nonstate matching funds required; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; deleting a provision authorizing the Department of Economic Opportunity to contract for the development of certain enterprise zone web portals or websites; amending s. 288.0655, F.S.; providing that improving access to and availability of broadband Internet service may be included in a project that is eligible for rural infrastructure grant funds; extending the date by which the department is required to reevaluate certain guidelines and criteria; revising the factors that the department must consider when awarding grant funds; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 1648—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.402, F.S.; revising applicability of provisions relating to chiropractic medicine with regard to certain chiropractic students; amending s. 460.403, F.S.; revising definitions; amending s. 460.406, F.S.; revising the educational requirements that must be satisfied by applicants before examination by the Department of Health; removing the authority of the board to require certain applicants to take a certain examination; requiring the department to issue a license by endorsement to practice chiropractic medicine to applicants who meet certain requirements, including the payment of a fee; repealing s. 460.4061, F.S., relating to a restricted license; amending s. 460.4062, F.S.; revising the educational requirements that must be satisfied by applicants before the department may issue a chiropractic medicine faculty certificate; amending s. 460.413, F.S.; revising grounds for de-

nial of a license or disciplinary action relating to failing to preserve identity of funds and property of a patient; amending s. 460.4165, F.S.; revising continuing education requirements for chiropractic physician's assistants; amending s. 460.4167, F.S.; revising provisions relating to the employment by certain clinical facilities of independent contractors who provide specified chiropractic services; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Senator Montford—

SB 1650—A bill to be entitled An act relating to child abuse, abandonment, and neglect; amending s. 39.202, F.S.; prohibiting the Department of Children and Families from releasing the names of certain persons who have provided information during a protective investigation except under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Lee—

SB 1652—A bill to be entitled An act relating to property insurance; creating s. 627.70191, F.S.; providing applicability; prohibiting property insurers who fail to make inspections within a specified timeframe from denying or limiting payments for certain hurricane-related claims under certain circumstances; specifying requirements property insurers must meet before they may require policyholders to submit proof of loss, under certain circumstances; amending s. 627.7073, F.S.; requiring real property owners and lessors to disclose certain sinkhole reports and certifications in lease or lease-purchase agreements with tenants or tenant-buyers of the real properties; providing applicability; amending s. 627.7142, F.S.; revising circumstances under which personal lines residential property insurers must provide policyholders with the Homeowner Claims Bill of Rights; requiring such insurers to include a specified addendum under certain circumstances; specifying the rights, responsibilities, and notices the addendum must contain; revising construction; providing an effective date.

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

By Senator Lee—

SB 1654—A bill to be entitled An act relating to restoration of rights; providing a short title; amending s. 944.292, F.S.; conforming provisions to changes made by the act; creating s. 944.2925, F.S.; authorizing a person subject to a legal disability due to a criminal conviction to petition a certain court for relief from such disability; specifying that a habitual felony offender and a person convicted of a violent or sexual crime are not eligible to petition the court for relief from legal disability; providing applicability; providing that a person's civil rights may not be restored until certain requirements are met; providing requirements for the petition; requiring the court to schedule a hearing if the petition meets such requirements; providing requirements for the hearing; prohibiting the petitioner from petitioning again for relief within a specified period if the final order denies relief; authorizing the petitioner to seek judicial review of a final order denying relief in a certain district court of appeal; requiring the reason for overturning a ruling on appeal to be based on abuse of discretion by the court; requiring all filing and court costs to be set by the State Courts Administrator subject to certain requirements and collected by a certain clerk of court; specifying that the court must grant or deny a petition in full; providing that relief from disability restores a petitioner's constitutional and civil rights; providing an effective date.

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

By Senator Lee—

SB 1656—A bill to be entitled An act relating to public educational facilities; amending s. 1013.35, F.S.; providing requirements for de-

termining the capacity of facilities in certain schools as reported in the Florida Inventory of School Houses; amending s. 1013.37, F.S.; authorizing a district school board to submit an application to the Commissioner of Education for an exemption for a facility from the State Requirements for Educational Facilities; specifying applicable standards for an exempted facility; prescribing minimum requirements for such applications; requiring the commissioner to grant the exemption if certain conditions are met; requiring the State Board of Education to adopt certain rules; amending s. 1013.64, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Farmer—

SM 1658—A memorial to the Congress of the United States, requesting Congress to adopt budgetary and other measures to reduce income inequality.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senator Farmer—

SB 1660—A bill to be entitled An act relating to mandatory retention of grade 3 students; amending s. 1008.25, F.S.; deleting provisions relating to the mandatory retention of students who receive specified scores on the grade 3 statewide, standardized English Language Arts assessment; amending ss. 1008.34 and 1008.345, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Farmer—

SB 1662—A bill to be entitled An act relating to education; amending s. 1002.22, F.S.; requiring the annual notice of student and parent rights regarding education records to include information on opting out of disclosing a student's directory information; amending s. 1003.44, F.S.; requiring each district school board to adopt rules prohibiting the distribution or communication of political materials that do not meet specified requirements; providing an effective date.

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

By Senator Simmons—

SB 1664—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 403.067, F.S.; defining the term "onsite sewage treatment and disposal system"; requiring the Department of Environmental Protection and other entities, as part of a basin management action plan, to develop onsite sewage treatment and disposal system remediation plans and public wastewater treatment plant remediation plans under certain conditions; specifying parameters for selecting priority focus areas for remediation; specifying the requirements for developing and adopting a remediation plan; requiring such plans to be completed within a certain timeframe; authorizing the department to waive a certain consideration for rural areas of opportunity; specifying required funding for remediation of wastewater treatment plants; directing water management districts to create bondable segregated accounts; specifying that the installation, repair, modification, or upgrade of certain onsite sewage treatment and disposal systems must conform to remediation plan requirements; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

SR 1666—Not introduced.

By Senator Farmer—

SB 1668—A bill to be entitled An act relating to insurer reporting; creating s. 627.9127, F.S.; requiring insurers filing rates with the Office of Insurance Regulation to provide specified information and projections relating to claim litigation in their rate filings; providing rulemaking authority to the Financial Services Commission; providing an effective date.

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

By Senator Farmer—

SB 1670—A bill to be entitled An act relating to inmates and higher education; amending s. 1011.80, F.S.; deleting a provision prohibiting certain state funds from being used for the education of state or federal inmates; amending s. 1011.81, F.S.; deleting a provision prohibiting the use of certain state funds for the education of state or federal inmates; amending s. 1011.84, F.S.; deleting a provision prohibiting the instruction of state inmates from being included in specified enrollment for certain education funding; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Farmer—

SB 1672—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising the fiscal responsibility requirements for the charter school application and review process; amending s. 1013.24, F.S.; requiring private property taken by eminent domain for a public school purpose or use to be used only for traditional public schools; defining the term "traditional public schools"; amending s. 1013.62, F.S.; authorizing, rather than requiring, a school district to distribute specified funding to eligible charter schools in its district; amending s. 1011.71, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Farmer—

SB 1674—A bill to be entitled An act relating to the Division of Emergency Management; amending s. 14.2016, F.S.; requiring that the division director be subject to Senate confirmation; providing an effective date.

—was referred to the Committees on Ethics and Elections; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Farmer—

SB 1676—A bill to be entitled An act relating to persons authorized to visit state correctional institutions; amending s. 944.23, F.S.; authorizing legislators visiting state correctional institutions to be accompanied by specified persons; providing an effective date.

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

By Senator Stargel—

SB 1678—A bill to be entitled An act relating to reports concerning seized or forfeited property; amending s. 932.7061, F.S.; revising the deadline for submitting an annual report by law enforcement agencies concerning property seized or forfeited under the Florida Contraband Forfeiture Act; reenacting s. 932.7062, F.S., relating to a penalty for noncompliance with reporting requirements, to incorporate the

amendment made to s. 932.7061, F.S., in a reference thereto; providing an effective date.

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

By Senator Montford—

SB 1680—A bill to be entitled An act relating to immunization registry; amending s. 381.003, F.S.; revising provisions relating to the communicable disease prevention and control programs under the Department of Health; deleting a provision that allows the parent or guardian of a child to refuse to have the child included in the immunization registry; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to submit and update vaccination data in the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require that students have a certificate of immunization on file with the department's immunization registry; providing effective dates.

—was referred to the Committees on Health Policy; Education; and Rules.

By Senator Torres—

SB 1682—A bill to be entitled An act relating to an election alert system; creating s. 101.622, F.S.; establishing an election alert system to notify electors of certain voting information; providing system requirements; providing an effective date.

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

By Senator Simmons—

SB 1684—A bill to be entitled An act relating to school improvement; amending s. 1002.333, F.S.; redefining the term “persistently low-performing school”; revising duties of the State Board of Education; amending s. 1008.33, F.S.; requiring intervention and support strategies for certain traditional public schools to include extended learning hours; modifying the turnaround options available for certain schools within the school district under certain circumstances; requiring certain school districts to submit a contingency plan to the state board by a specified date; providing requirements for certain state board rules; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Torres—

SB 1686—A bill to be entitled An act relating to community development districts; amending s. 190.012, F.S.; requiring community development districts to obtain a just valuation before acquiring property that includes land or is permanently affixed to land; providing an effective date.

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

By Senator Book—

SB 1688—A bill to be entitled An act relating to prohibited acts in connection with obscene or lewd materials; amending s. 847.011, F.S.; prohibiting a person from knowingly selling, lending, giving away, distributing, transmitting, showing, or transmuting; offering to commit such actions; having in his or her possession, custody, or control with the intent to commit such actions; or advertising in any manner, an obscene child-like sex doll; providing criminal penalties; reenacting ss. 772.102(1)(a), 847.02, 847.03, 847.09(2), 895.02(8)(a), 921.0022(3)(f), 933.02(2), 933.03, and 943.325(2)(g), F.S., relating to the definition of the term “criminal activity,” the confiscation of obscene material, an

officer seizing obscene material, legislative intent, the definition of the term “racketeering activity,” level 6 of the offense severity ranking chart, grounds for the issuance of a search warrant, destruction of obscene prints and literature, and the definition of the term “qualifying offender,” respectively, to incorporate the amendment made to s. 847.011, F.S., in references thereto; providing an effective date.

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

By Senator Farmer—

SB 1690—A bill to be entitled An act relating to charter school employees; amending s. 1002.33, F.S.; requiring each charter school principal, chief financial officer, or their equivalent, to meet certain certification requirements; amending s. 1012.32, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Torres—

SB 1692—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term “normal retirement date”; amending s. 121.091, F.S.; revising provisions related to the early retirement benefit calculation and the deferred retirement option program to conform to changes made by the act; amending s. 121.4501, F.S.; revising provisions related to the benefit commencement age and creditable years of service for investment plan participants to conform to changes made by the act; providing a statement of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Torres—

SB 1694—A bill to be entitled An act relating to mitigation activities within the St. Johns River Water Management District; amending s. 373.414, F.S.; requiring that the Department of Environmental Protection and the St. Johns River Water Management District consider mitigation on specified land as meeting cumulative impact requirements under certain conditions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Rules.

By Senator Torres—

SB 1696—A bill to be entitled An act relating to sentencing for sexual offenses; creating s. 794.10, F.S.; prohibiting the grant of any form of early release and the suspension of execution or imposition of sentence if the victim of a sexual offense was prevented from resisting the offense due to intoxication or unconsciousness; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Powell—

SB 1698—A bill to be entitled An act relating to correctional officers; providing legislative intent; amending s. 943.10, F.S.; revising the definition of the term “correctional officer”; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Torres—

SB 1700—A bill to be entitled An act relating to school resource officer programs; amending s. 1006.12, F.S.; providing legislative findings

and intent; encouraging district school boards to place a school resource officer at each public school; authorizing part-time law enforcement officers to serve as school resource officers or school safety officers; providing requirements for the funding of the salaries of certain school resource officers and school safety officers; amending s. 1002.32, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Torres—

SJR 1702—A joint resolution proposing the creation of Section 22 of Article III and the amendment of Section 10 of Article IV of the State Constitution to authorize the proposal and enactment of legislation by initiative and to provide for Supreme Court review of initiative petitions proposing legislation.

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

By Senator Taddeo—

SB 1704—A bill to be entitled An act relating to K-12 classroom teachers; establishing the Blue Ribbon Panel Task Force on Teacher Recruitment, Certification, and Retention within the Department of Education; specifying the purpose of the task force; providing requirements for the membership and meetings of the task force; providing that task force members serve without compensation and are entitled to per diem; providing the duties and responsibilities of the task force; requiring that the task force issue a report to the Governor, the Commissioner of Education, and the Legislature by a specified date; providing report requirements; requiring that the department publish the report on its website; providing for the termination of the task force; amending s. 1012.56, F.S.; providing that the Graduate Management Admissions Test and a Graduate Record Examination subject area test may be used to meet certain educator certification requirements; requiring certain educator certification examinations be published on the department's website by a specified date; providing requirements for the publication of such examinations; providing that certain examination instruments are confidential and exempt for a specified period, rather than indefinitely; amending s. 1012.59, F.S.; waiving certain application and examination fees relating to educator certification for certain individuals, as of a specified fiscal year; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Torres—

SB 1706—A bill to be entitled An act relating to marriage and family therapists; amending s. 491.005, F.S.; providing equivalent education requirements for licensure by examination; conforming provisions to changes made by the act; amending s. 491.006, F.S.; deleting certain education requirements for licensure or certification by endorsement; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

By Senator Torres—

SB 1708—A bill to be entitled An act relating to temporary licensure; providing legislative intent regarding certain professionals who evacuated from Puerto Rico during 2017; authorizing specified professionals to obtain a 2-year temporary license to work in the state; providing requirements for obtaining such license; providing for expiration and prohibiting renewal of such license; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Policy; and Rules.

By Senator Young—

SB 1710—A bill to be entitled An act relating to the West Coast Regional Water Supply Authority; amending s. 373.715, F.S.; specifying that each member of the authority has an absolute right to use its own reclaimed water for certain purposes; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; and Rules.

By Senator Montford—

SB 1712—A bill to be entitled An act relating to postsecondary revenue bonds and debt; amending s. 1010.62, F.S.; authorizing state universities to use specified moneys to pay debt service on revenue bonds if required by a specified federal program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Perry—

SB 1714—A bill to be entitled An act relating to economic development and tourism promotion accountability; amending s. 11.45, F.S.; authorizing the Auditor General to audit certain accounts and records; creating ss. 288.0751 and 288.12261, F.S.; providing definitions; providing requirements for the operation of economic development agencies and tourism promotion agencies, respectively; requiring specified persons to file an annual disclosure of certain interests; providing requirements for such disclosure; requiring board members to serve without compensation; authorizing per diem and travel expenses for certain persons paid from specified funds; prohibiting specified persons from receiving public compensation in excess of a certain amount; prohibiting certain performance bonuses and severance pay; subjecting certain persons to a specified code of ethics; requiring such agencies to take certain actions regarding a significant potential conflict of interest; limiting lodging expenses for certain persons; providing an exception; prohibiting the expenditure of agency funds on certain items; prohibiting specified persons from accepting certain items from specified entities; prohibiting a tourism promotion agency from expending funds that directly benefit only one business entity; requiring certain contracts to include specified information; requiring a governing body of a local governmental entity to publish certain proposed contracts on such entity's website and approve certain contracts; requiring such agencies to submit a report of financial data to a governing board of a county; specifying that certain records are public records; requiring such agencies to provide online access to certain information; prohibiting such agencies from receiving or expending public funds; requiring the Auditor General to conduct certain audits; authorizing the Governor or Chief Financial Officer to cease distributing certain tax revenues to certain noncompliant tourism promotion agencies; providing that it is unlawful to knowingly and willfully make false or misleading statements, provide false or misleading information, fail to report certain information, or purposefully avoid specified requirements; providing penalties; providing applicability; amending s. 125.0104, F.S.; requiring the governing board of a county to review certain proposed contracts and certifications relating to potential conflicts of interest and mitigation plans; requiring the governing board of a county that imposes a tourist development tax to provide online access to certain information; amending ss. 288.1226 and 288.904, F.S.; revising financial data required to be included in an annual report; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Torres—

SB 1716—A bill to be entitled An act relating to housing assistance; creating s. 420.518, F.S.; authorizing a county or an eligible municipality participating in the State Housing Initiatives Partnership Pro-

gram to establish through its local housing assistance plan a local government risk mitigation program; requiring the Florida Housing Finance Corporation to establish guidelines for the administration of the local government risk mitigation program; authorizing certain landlords to file a claim for property damage or unpaid rent reimbursement; providing claim and award requirements; amending s. 420.9075, F.S.; revising the percentages of local housing assistance plan funds that may be used for specified purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Book—

SB 1718—A bill to be entitled An act relating to prescription contraceptive coverage; creating s. 627.64197, F.S., and amending s. 641.31, F.S.; defining terms; requiring health insurance policies and health maintenance contracts, respectively, to provide coverage for certain contraceptive drugs, devices, products, and procedures without imposing cost-sharing requirements; providing applicability; specifying additional requirements for such coverage; prohibiting such policies and contracts from imposing restrictions or delays on the required coverage; providing an exemption from coverage requirements for religious employers; requiring religious employers who are exempt to provide notice to their employees and prospective employees in a specified manner; providing that a policy or contract established or maintained by an eligible organization complies with coverage requirements if the organization provides a self-certification to issuers providing coverage or a specified notice to the Department of Health; specifying requirements for issuers receiving the self-certification or notice; prohibiting issuers, with respect to payments for contraceptive items and services, from imposing cost-sharing requirements on certain contraceptive items or services or imposing charges on certain entities; providing construction; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Montford—

SB 1720—A bill to be entitled An act relating to imposing bail fees for certain offenses for use by law enforcement in small counties; creating s. 938.075, F.S.; requiring the clerk of the court to collect a fee on the posting of bail for the violation of certain drug- and alcohol-related offenses; requiring the clerk of the court to remit the fees to the Department of Revenue; requiring the Department of Revenue to deposit the fees into a certain trust fund; requiring the Department of Law Enforcement to use moneys collected from the fees to provide grants to law enforcement agencies in counties of a certain size to conduct drug enforcement and related activities in those counties; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Torres—

SB 1722—A bill to be entitled An act relating to annexation of property; amending s. 171.031, F.S.; revising the definition of the term “enclave”; amending s. 171.0413, F.S.; prohibiting an area from being annexed if more than a specified percent of the land in the area is owned by individuals, corporations, or legal entities, unless the owners of more than a specified percent of the land in the area consent to such annexation; specifying conditions under which a vote of the electors of the area proposed to be annexed is not required; specifying the method by which property owner consent must be obtained if the governing body of an annexing municipality does not hold a referendum; amending s. 171.044, F.S.; providing a procedure for a municipality to annex certain property; amending s. 171.046, F.S.; specifying the municipalities that may annex certain enclaves when a specified number of municipalities provide services to the enclave; providing an effective date.

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

By Senator Torres—

SB 1724—A bill to be entitled An act relating to child psychological abuse; amending s. 39.01, F.S.; expanding the definition of the term “harm” to include the infliction of certain mental injury on a child; amending s. 39.201, F.S.; revising a provision relating to mandatory reporting requirements for child abuse, abandonment, or neglect to include child psychological abuse; requiring the Board of Psychology within the Department of Health to revise the continuing education requirements for renewal of a license to practice psychology to include child psychological abuse; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

By Senator Torres—

SB 1726—A bill to be entitled An act relating to enforcement of federal laws; creating ch. 908, F.S., entitled “Federal Immigration Enforcement”; creating ss. 908.101-908.109, F.S.; providing a short title; providing legislative intent; providing definitions; prohibiting state and local law enforcement agencies, school law enforcement officers, and security agencies from certain actions for purposes of immigration enforcement; providing exceptions; requiring state and local law enforcement agencies to review confidentiality policies and revise such policies, if necessary; prohibiting state and local law enforcement agencies and health care providers from making an inquiry or recording information concerning the immigration status of certain persons; authorizing a limited inquiry and recording of information in certain circumstances; providing that certain persons who are unable to afford legal counsel are entitled to representation; requiring the Attorney General, K-12 public schools and public postsecondary educational institutions, hospitals, and courthouses to develop and publicize certain policies; requiring the Attorney General to prescribe a format for persons to submit a complaint; authorizing the Attorney General or a state attorney to institute injunctive proceedings; providing severability; providing an effective date.

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

By Senator Hutson—

SB 1728—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; providing and revising definitions relating to veterinary medical practice; amending s. 474.2165, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Torres—

SB 1730—A bill to be entitled An act relating to school bus safety; amending s. 316.172, F.S.; providing that a person using, operating, or driving a vehicle who passes a school bus on the side that children enter and exit while the school bus displays a stop signal commits reckless driving, rather than a moving violation; specifying that such violation is punishable as reckless driving, rather than as a moving violation; deleting a provision requiring that such person be subject to a mandatory hearing; amending ss. 318.17, 318.18, 318.19, 318.21, and 395.4036, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

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

By Senator Torres—

SB 1732—A bill to be entitled An act relating to school garden programs; creating s. 1003.483, F.S.; requiring the Department of Education, in collaboration with the Department of Agriculture and Consumer Services, to annually provide to school districts certain information relating to school garden programs; authorizing schools that establish a school garden program to allow certain students to select and receive produce from the garden on a specified day each week; authorizing school garden programs to establish procedures; exempting participating schools from certain statutes and rules; providing an effective date.

—was referred to the Committees on Agriculture; Education; and Appropriations.

By Senator Campbell—

SB 1734—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stewart—

SB 1736—A bill to be entitled An act relating to the Florida Tax Credit Scholarship Program; amending s. 1002.421, F.S.; revising the fiscal responsibility requirements for a private school that receives funds under the Florida Tax Credit Scholarship Program; providing qualification requirements for school administrators who are employed at such schools; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Stewart—

SB 1738—A bill to be entitled An act relating to early childhood education; amending s. 1002.55, F.S.; prohibiting a private pre-kindergarten provider from participating in the Voluntary Pre-kindergarten Education Program for a specified period under certain circumstances; amending s. 1002.88, F.S.; authorizing an early learning coalition to revoke the eligibility of a school readiness program provider to participate in the school readiness program for a specified period under certain circumstances; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Torres—

SB 1740—A bill to be entitled An act relating to mental health and substance abuse services for veterans; amending ss. 394.463 and 397.6758, F.S.; requiring a veteran who is involuntarily examined under the Baker Act or involuntarily assessed under the Hal S. Marchman Alcohol and Other Drug Services Act to be released to a United States Department of Veterans Affairs hospital to ensure coordination of treatment; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senator Stargel—

SJR 1742—A joint resolution proposing the creation of Section 19 of Article VII of the State Constitution to require a law that imposes a new tax, increases the rate or amount of a tax, or expands a tax base, and that results in a net increase in state revenues, to be approved by three-fifths of the membership of each house of the Legislature.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

SR 1744—Not introduced.

By Senator Thurston—

SB 1746—A bill to be entitled An act relating to the Equity in School-Level Funding Act; repealing s. 1011.69, F.S., relating to the Equity in School-Level Funding Act; amending ss. 1011.6202 and 1012.28, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Stewart—

SB 1748—A bill to be entitled An act relating to labor contracts; amending s. 448.102, F.S.; providing that certain provisions in labor contracts are unconscionable, void, and unenforceable; providing exceptions; specifying a cause of action; authorizing damages; providing a statute of limitations; providing applicability; providing an effective date.

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

By Senator Rodriguez—

SB 1750—A bill to be entitled An act relating to ethics; amending s. 112.3143, F.S.; prohibiting a state public officer from voting in an official capacity on any measure that he or she knows would inure to the special private gain or loss of certain principals, parent organizations or subsidiaries of a corporate principal, relatives, or business associates of the officer; revising disclosure requirements applicable to state public officers in the event of a voting conflict; prohibiting any public officer from participating in any matter that would inure to the officer's special private gain or loss or that he or she knows would inure to the special private gain or loss of certain principals, parent organizations or subsidiaries of a corporate principal, relatives, or business associates of the officer; prescribing disclosure requirements; amending s. 112.317, F.S.; authorizing a person who has filed a complaint against a public officer or employee to recover costs and reasonable attorney fees if he or she prevails against a respondent's fee petition; requiring the Commission on Ethics to forward information regarding a respondent's failure to voluntarily pay such costs and fees within a certain timeframe to the Department of Legal Affairs; requiring the department to bring a civil action to recover such costs and fees owed to a complainant; amending ss. 288.1226, 310.151, 627.351, 1002.33, 1002.333, and 1002.83, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 28.35(1)(b), 112.3251, 288.901(1)(c), 288.92(2)(b), and 288.9604(3)(a), F.S., relating to standards of conduct for public officers, to incorporate the amendment made to s. 112.3143, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Torres—

SB 1752—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; providing a short title; amending s. 1009.53, F.S.; removing a condition under which a student is authorized to use a Florida Bright Futures Scholarship Program award for summer term enrollment if funds are available; requiring that the Legislature appropriate additional funds necessary for use of an award for summer term enrollment as provided in the General Appropriations Act; amending s. 1009.531, F.S.; revising the initial eligibility criteria relating to test scores and corresponding percentile ranks for certain Florida Bright Futures Scholarship Program awards; amending ss. 1009.534 and 1009.535, F.S.; specifying the amounts of the Florida Academic Scholars and Florida Medallion Scholars awards eligible to

cover tuition, fees, textbooks, and other college-related expenses; amending ss. 1009.22, 1009.23, and 1009.24, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senator Torres—

SB 1754—A bill to be entitled An act relating to workforce retention; creating s. 559.952, F.S.; providing a short title; creating s. 559.9521, F.S.; providing definitions; creating s. 559.9522, F.S.; requiring certain employers that intend to relocate out of state or cease operation to notify the Department of Business and Professional Regulation within a specified period; providing a penalty; requiring the department to compile a semiannual list of employers that relocate out of state or cease operation; creating s. 559.9523, F.S.; providing that such employers are ineligible for state grants, loans, or tax benefits for a specified period; requiring such employers to remit certain funds to the department under certain circumstances; providing exceptions; creating s. 559.9524, F.S.; requiring the head of each state agency to ensure that certain services are performed by state contractors within the state; requiring compliance by certain contractors by a specified date; creating s. 559.9525, F.S.; providing construction; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

By Senator Simmons—

SB 1756—A bill to be entitled An act relating to school accountability; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s. 1002.20, F.S.; updating terminology; amending s. 1002.385, F.S.; revising requirements for private schools that participate in the Gardiner Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.39, F.S.; revising the purpose of department site visits at private schools participating in the John M. McKay Scholarships for Students with Disabilities Program; authorizing the department to make followup site visits at any time to certain private schools; requiring participating private schools to provide a specified report from an independent certified public accountant under certain circumstances; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.395, F.S.; revising obligations of eligible nonprofit scholarship-funding organizations participating in the Florida Tax Credit Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; revising the purpose of department site visits at private schools participating in the Florida Tax Credit Scholarship Program; authorizing the department to make followup site visits at any time to certain private schools; amending s. 1002.421, F.S.; requiring a private school to employ or contract with teachers who meet certain qualifications and provide information about such qualifications to the department; revising the conditions under which a private school employee may be exempted from background screening requirements; specifying that a private school is ineligible to participate in certain scholarship programs under certain circumstances; requiring the department to annually visit certain private schools; authorizing the department to make certain follow-up site visits at any time; requiring the Division of State Fire Marshal to annually provide the department with fire safety inspection reports for certain private schools; requiring that certain private schools provide the department with a report from an independent certified public accountant under certain circumstances; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

By Senator Montford—

SB 1758—A bill to be entitled An act relating to the Special Risk Class; amending s. 121.0515, F.S.; adding specified Florida State Hospital employees to the class; conforming cross-references; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Torres—

SB 1760—A bill to be entitled An act relating to public records; creating s. 408.985, F.S.; defining terms; providing an exemption from public records requirements for the personal identifying information of any member of the Healthy Florida program created under SB ____ which is held by certain entities; providing that such information may be disclosed to specified entities under certain circumstances; providing a criminal penalty for a person who willfully and knowingly discloses such information to an unauthorized person or entity; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Campbell—

SB 1762—A bill to be entitled An act relating to training for secondary school nurses; amending s. 381.0056, F.S.; requiring a school health services plan to provide for the training of secondary school health nurses to help them identify and respond appropriately to students who are victims of rape; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Torres—

SB 1764—A bill to be entitled An act relating to trust funds; creating s. 408.971, F.S.; creating the Healthy Florida Trust Fund in the State Treasury to be administered by the Healthy Florida Board created under SB ____; providing that moneys in the fund must be continuously appropriated without regard to fiscal year; authorizing unexpended or unencumbered moneys in a fiscal year to be carried forward to the next fiscal year; providing that moneys in the fund may not be loaned, transferred, or otherwise used by the state except for certain purposes; requiring the board to establish and maintain a prudent reserve in the fund; prohibiting specified uses of moneys by the board or board staff; requiring that moneys be used only for purposes specified in the Healthy Florida Act created under SB ____; requiring that interest earned on fund moneys be retained in the fund; specifying the funds that will be held in the trust fund; requiring that a federal funds account be created within the trust fund to hold federal funds; providing for future review and termination or re-creation of the trust fund; providing directives to the Division of Law Revision and Information; providing a contingent effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Torres—

SB 1766—A bill to be entitled An act relating to heat illness prevention; creating s. 448.111, F.S.; providing applicability; providing definitions; providing responsibilities of certain employers and employees; providing requirements for certain employers to provide drinking water to employees; requiring certain employers to provide shade to employees under certain conditions; providing an exception;

providing training requirements for certain employees and supervisors; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Health Policy; and Rules.

By Senator Torres—

SB 1768—A bill to be entitled An act relating to community associations; amending s. 718.1255, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to establish the Office of Community Association Hearings; requiring the division to employ full-time attorneys to act as community association hearing officers in lieu of arbitrators for specified purposes; allowing the division to certify attorneys who are not employed by the division to act as community association hearing officers under specified conditions; specifying grounds for which a community association hearing officer may be terminated; transferring the powers and duties of arbitrators to community association hearing officers; authorizing a community association hearing officer to hold a hearing and impose sanctions against a board member or officer under certain conditions; amending s. 720.311, F.S.; revising and providing requirements with respect to alternative dispute resolution; amending ss. 34.01, 718.117, 719.106, 720.303, and 723.078, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Baxley—

SB 1770—A bill to be entitled An act relating to gaming machines or devices; amending s. 546.10, F.S.; providing civil penalties; amending s. 849.16, F.S.; revising the definition of the term “slot machine or device”; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

By Senator Montford—

SB 1772—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 1011.73, F.S.; increasing the maximum number of years for which a specified millage may be levied; requiring the Office of Program Policy Analysis and Government Accountability, in conjunction with the Office of the Auditor General, to conduct certain studies and provide reports that meet specified requirements to the Governor and the Legislature by a specified date; providing legislative findings; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Rader—

SB 1774—A bill to be entitled An act relating to greyhound racing; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing exceptions; requiring greyhound tracks to be maintained in a manner consistent with providing for the safety of racing greyhounds; providing that tracks must meet certain safety requirements; requiring the Division of Pari-mutuel Wagering to adopt rules to provide standards for food served to racing greyhounds at kennels and greyhound tracks; providing that the division has exclusive authority to regulate the welfare of racing greyhounds in this state; preempting the regulation of the welfare of racing greyhounds to the state; providing that the preemption supersedes any municipal or county ordinance on the subject; providing an effective date.

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

By Senator Bradley—

SB 1776—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

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

By Senator Flores—

SB 1778—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding certain pilots and registered nurses to the class beginning on a specified date; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rouson—

SB 1780—A bill to be entitled An act relating to victims of reform school abuse; providing a short title; defining the term “victim of Florida reform school abuse”; requiring a person seeking certification under this act to apply to the Department of Juvenile Justice by a certain date; prohibiting the estate of a decedent or the personal representative of a decedent from submitting an application on behalf of the decedent; requiring that the application include certain information and documents; requiring the department to examine the application, notify the applicant of any errors or omissions, and request any additional information within a certain timeframe; providing that the applicant has 15 days after notification to complete the application; requiring the department to process and review a completed application within a certain timeframe; prohibiting the department from denying an application for specified reasons and under certain circumstances; requiring the department to notify the applicant of its determination within a certain timeframe; requiring the department to certify an applicant as a victim of Florida reform school abuse if the department determines his application meets the requirements of this act; requiring the department to submit a list of all certified victims to the President of the Senate and the Speaker of the House of Representatives; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Steube—

SB 1782—A bill to be entitled An act relating to traffic accidents; amending s. 316.066, F.S.; authorizing a law enforcement agency to contract with a private entity to send a licensed, state-authorized claims adjuster to complete a short-form crash report or provide a driver exchange-of-information form, in lieu of having a law enforcement officer investigate the crash; requiring the claims adjuster to submit the short-form crash report or driver exchange-of-information form to the Department of Highway Safety and Motor Vehicles and the law enforcement agency; revising requirements for the short-form crash report; conforming provisions to changes made by the act; amending ss. 316.068, 324.051, and 456.072, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Rules.

By Senator Campbell—

SB 1784—A bill to be entitled An act relating to human trafficking; amending s. 16.617, F.S.; requiring the Statewide Council on Human Trafficking to recommend specified identifiers or a screening tool by a specified date to assist emergency room health care personnel in recognizing victims of human trafficking; requiring the Department of Health to post the screening tool and certain information provided by the council on its website; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Rules.

By Senator Campbell—

SB 1786—A bill to be entitled An act relating to a family caregiver tax credit; amending s. 220.02, F.S.; specifying the order in which the tax credit for businesses employing and providing certain support to employees who serve as family caregivers is applied against the corporate income tax or the franchise tax; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to include the amount of the tax credit taken in adjusting certain taxable income; creating s. 220.197, F.S.; defining terms; providing a tax credit for certain qualified businesses employing and providing mental health support to employees who serve as family caregivers; specifying the calculation of the tax credit; providing that the tax credit is for previously paid taxes, may be taken only as a deduction on a corporate income tax return, and may not be received as a refund; specifying a limit on the credit taken in any taxable year; providing procedures and requirements for tax credit applications to, and the processing of applications by, the Department of Revenue; providing that unused credits may be carried forward for a specified timeframe; providing construction relating to the use of carryover credits; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Passidomo—

SB 1788—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.18, F.S.; prohibiting the agency from issuing a license to a new comprehensive transitional education program after a specified date; prohibiting the agency from renewing the license of an existing comprehensive transitional education program after a specified date; amending s. 393.506, F.S.; revising competency assessment and validation requirements for direct service providers who administer or supervise the self-administration of medication; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Powell—

SB 1790—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a workgroup to provide recommendations relating to revision of the Baker Act; requiring the workgroup to make recommendations on specified topics; providing for membership of the workgroup; providing for meetings; requiring the workgroup to meet by a specified date; requiring the workgroup to review a draft of its recommendations by a specified date; requiring the workgroup to submit a final report to specified entities and the Legislature by a specified date; amending s. 394.4625, F.S.; requiring the administrator of a receiving facility to file a petition for voluntary placement within a specified timeframe after a person under age 18 is admitted for services or transferred to voluntary status; requiring the court to hold a hearing within a specified timeframe to verify consent under certain circumstances; amending s. 394.499, F.S.; requiring the administrator of a children’s crisis stabilization unit or a juvenile addictions receiving facility to file a petition for voluntary placement within a specified timeframe after a person under age 18 is admitted for services; requiring the court to hold a hearing within a

specified timeframe to verify consent under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rodriguez—

SB 1792—A bill to be entitled An act relating to dependent elderly parent coverage; amending s. 627.602, F.S.; providing applicability of a dependent elderly parent coverage provision to health insurance policies under part VI of ch. 627, F.S.; amending s. 627.6562, F.S.; requiring, subject to certain conditions, a group, blanket, or franchise health insurance policy that insures elderly parents of the policyholder or certificateholder to insure a dependent elderly parent of the policyholder or certificateholder if the parent is of at least a specified age; reenacting s. 641.31(41), F.S., relating to health maintenance contracts, to incorporate the amendment made to s. 627.6562, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Banking and Insurance; Appropriations; and Rules.

By Senator Rodriguez—

SB 1794—A bill to be entitled An act relating to kiosks and pushcarts; amending s. 337.408, F.S.; authorizing kiosks and pushcarts, including advertising displayed on such kiosks and pushcarts, to be installed within the right-of-way limits of any municipal, county, or state road, except a limited access highway, subject to certain requirements and restrictions; conforming provisions to changes made by the act; amending s. 479.16, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Rouson—

SB 1796—A bill to be entitled An act relating to emergency medical services; amending s. 401.23, F.S.; defining and redefining terms; amending s. 401.272, F.S.; authorizing a paramedic or an emergency medical technician to provide alternative treatment options to certain patients in a nonemergency setting; authorizing the department to adopt and enforce rules related to such treatment; amending s. 401.35, F.S.; revising requirements for rules adopted by the Department of Health governing minimum standards for ambulance equipment and supplies and ambulance and vehicle design and construction; requiring the department to adopt rules governing the use of telemedicine by certain licensees; amending s. 401.445, F.S.; providing immunity from liability for certain individuals who provide emergency examination and treatment of an incapacitated patient under the supervision of specified medical professionals; amending ss. 14.33, 252.515, 395.1027, and 401.245, F.S.; conforming cross-references; providing an effective date.

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

By Senator Rodriguez—

SB 1798—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

SR 1800—Not introduced.

By Senator Thurston—

SB 1802—A bill to be entitled An act relating to preview games and machines; creating s. 546.15, F.S.; defining terms; specifying the Department of Business and Professional Regulation is responsible for the licensure and regulation of preview games or machines; requiring applicants for licensure as a lessor, manufacturer, or operator to meet certain requirements; prohibiting operators from operating a preview game or machine not leased from a licensed lessor; specifying the maximum number of preview games or machines that may be in use at an operator's location; requiring a licensed lessor to submit an annual report containing specific information to the department; requiring a licensed lessor to report any changes on a quarterly basis; requiring that specified fees be assessed against manufacturers, lessors, and operators; requiring a licensed manufacturer to provide a signed affidavit affirming certain information; providing that certain manufacturers, lessors, and operators who do not have a license are subject to administrative penalties; requiring the department to adopt rules; specifying who has standing to bring a cause of action related to preview games or machines; providing criminal penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

By Senator Stargel—

SB 1804—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring a district school board member's travel outside of the school district to be preapproved and meet certain criteria; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; requiring employment of internal auditors in certain school districts; revising provisions relating to the duties of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct a forensic audit under certain circumstances; requiring the results of such audit to be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; providing an effective date.

—was referred to the Committees on Education; Appropriations; and Rules.

Senate Resolutions 1806-1810—Not introduced.

By Senator Rader—

SB 1812—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; authorizing political subdivisions to insure for certain amounts to pay certain claims or judgments; providing requirements with respect to such insurance; prohibiting payments in excess of such insurance limits from such political subdivisions; providing a remedy against insurers who act in bad faith; authorizing counties to purchase umbrella policies to insure certain municipalities; authorizing parties to pursue judgments in excess of policy limits under specified circumstances; providing for applicability; providing an effective date.

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

By Senator Simmons—

SB 1814—A bill to be entitled An act relating to safe neighborhood improvement districts; creating s. 163.5161, F.S.; creating the Safe Neighborhood Improvement District Revolving Loan Program; providing legislative purpose; providing definitions; authorizing the Department of Legal Affairs to provide loans for specified projects within safe neighborhood improvement districts; authorizing a safe neighborhood improvement district to borrow funds made available under the program and pledge revenues to repay such funds; specifying the procedures by which the department is to administer and manage the loans; specifying the term of such loans; authorizing the department to provide financial assistance to small safe neighborhood improvement districts; authorizing the department to adopt rules related to the loan program; requiring the department to prepare an annual report and submit it to specified committees in the Legislature; specifying items that the safe neighborhood improvement districts must submit to the department before being approved for loans; requiring the approval of the use of the revolving loans by the registered voters of the district by referendum; specifying items to be included in the referendum; requiring the referendum to be by sent by mail and published; specifying audit procedures once a loan project is completed; authorizing the department to charge reasonable service fees on loans to ensure the Safe Neighborhood Improvement District Revolving Loan Trust Fund will be operated in perpetuity; specifying fee amounts; restricting uses of the trust fund; specifying procedures if a safe neighborhood improvement district defaults under the terms of its loan agreement; authorizing the department to levy penalties for delinquent loan payments; authorizing the department to terminate or rescind a financial assistance agreement under certain conditions; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

Senate Resolutions 1816-1818—Not introduced.

By Senator Perry—

SB 1820—A bill to be entitled An act relating to reading scholarship accounts; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships under the program; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 11.45, F.S.; providing for duties and authority of the Auditor General relating to the program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Hukill—

SB 1822—A bill to be entitled An act relating to early childhood learning; amending s. 1002.82, F.S.; requiring the Office of Early Learning to adopt an observation-based child assessment system that contains specified elements, under certain circumstances; amending s. 1002.84, F.S.; requiring each early learning coalition to implement a specified age-appropriate observation-based assessment for certain children, rather than a preassessment and postassessment; amending ss. 1002.85, 1002.88, and 1002.89, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

Senate Resolutions 1824-1826—Not introduced.

By Senator Rodriguez—

SB 1828—A bill to be entitled An act relating to employment discrimination; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from taking retaliatory personnel action against an employee who has left a place of employment to evacuate under an mandatory evacuation order; providing exceptions; providing employee remedies and relief; providing for attorney fees and costs; providing applicability; providing an effective date.

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

Senate Resolutions 1830-1844—Not introduced.

By Senator Powell—

SB 1846—A bill to be entitled An act relating to public records; creating s. 394.464, F.S.; providing an exemption from public records requirements for petitions for voluntary and involuntary admission for mental health treatment, court orders, related records, and personal identifying information regarding persons seeking mental health treatment and services; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Farmer—

SB 1848—A bill to be entitled An act relating to the Florida Tax Credit Scholarship Program; repealing s. 1002.395, F.S., relating to the Florida Tax Credit Scholarship Program; repealing ss. 211.0251, 212.1831, 220.1875, 561.1211, and 624.51055, F.S., relating to credit for contributions to eligible nonprofit scholarship-funding organizations; amending ss. 11.45, 213.053, 220.02, 220.13, 220.186, 1001.10, 1002.20, 1002.23, 1002.385, 1002.39, 1002.421, 1006.061, 1012.315, and 1012.796, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

By Senator Stewart—

SB 1850—A bill to be entitled An act relating to public records; amending s. 406.135, F.S.; revising the definition of the term “medical examiner”; providing that a legal guardian shall have access, under certain circumstances, to a photograph or video or audio recording of an autopsy held by a medical examiner; providing that a legal guardian

shall be given reasonable notice of, a copy of, and reasonable notice of an opportunity to be present and heard at any hearing on a petition to view or make a copy of such photograph or recording under certain circumstances; providing an exemption from public records requirements for a specified time after the date of death or after a certain notification occurs for an autopsy report or a related written record held by a medical examiner which personally identifies the deceased; providing for future legislative review and repeal of the exemption; providing criminal penalties for any custodian of an autopsy report or a certain record who willfully and knowingly violates specified provisions; providing retroactive applicability; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Campbell—

SB 1852—A bill to be entitled An act relating to electromagnetic pulse preparedness; providing definitions; requiring the Office of Program Policy Analysis and Government Accountability to submit a report of its recommendations to the Governor and Legislature by a specified date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Regulated Industries; and Rules.

By Senator Rodriguez—

SB 1854—A bill to be entitled An act relating to broadband service privacy; creating s. 364.0131, F.S.; defining terms; prohibiting Internet service providers from using, disclosing, selling, or permitting external access to certain customer information, except under specified conditions; specifying an effective date for the prohibition; requiring providers to furnish a prior opt-in consent; specifying requirements and disclosures for the consent; prohibiting providers from retaining customer information any longer than necessary; providing exceptions; requiring providers to implement and maintain certain security procedures and practices; specifying that providers may not penalize customers for refusing to provide consent or offer customers discounts for providing consent; prohibiting providers from refusing or failing to disclose customer personal information upon written request from the customer; clarifying that generating, using, disclosing, selling, or permitting access to aggregate customer information is permissible; specifying that providers may use customer information to market communication-related services to the customer under certain conditions; authorizing providers to employ security measures; providing applicability; specifying that customer waivers are void and unenforceable; requiring the Public Service Commission to administer and enforce the act and to impose and collect certain penalties; authorizing the commission to adopt rules; providing effective dates.

—was referred to the Committees on Communications, Energy, and Public Utilities; Regulated Industries; and Rules.

By Senator Rader—

SB 1856—A bill to be entitled An act relating to beverage container deposits; creating s. 403.778, F.S.; providing a short title; defining terms; establishing a refund value for specified beverage containers; requiring consumers and dealers to pay a deposit fee for specified beverage containers; requiring certain information to be affixed to or printed on deposit beverage containers; providing for the redemption of beverage containers and the refunding of deposit fees; providing requirements and procedures for redemption centers; authorizing the use of reverse vending machines; specifying requirements and procedures for deposit beverage dealers and distributors; requiring payment of a certain handling fee; requiring dealers, distributors, redemption centers, and recycling facilities to keep specified information and records; authorizing the Department of Environmental Protection or other specified entities to conduct certain audits; clarifying that certain trade secret information is confidential but authorizing the release of that information in a manner that would not reveal the trade secret; requiring the department to adopt rules; specifying which containers are subject to redemption, deposit refunds, and handling fees; specifying

conditions for violation of the act; providing a civil penalty for tendering more than a specified number of containers not sold in this state; providing for disposition of the penalty; prohibiting local governments from imposing fees for the same or similar purpose; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Passidomo—

SB 1858—A bill to be entitled An act relating to improvements to real property; amending s. 163.08, F.S.; defining terms; revising the term “qualifying improvement”; specifying that a financing agreement may not be used to fund ancillary work except under certain conditions; specifying conditions that must be determined before a financing agreement may be approved; specifying that the failure of a property owner to disclose specified information does not invalidate a financing agreement; specifying that the existence of a prior financing agreement is not evidence meeting program requirements; specifying the information that must be verified for residential properties regarding a property owner’s ability to pay the annual assessment; providing requirements for a program administrator’s review of a property owner’s ability to pay; specifying how the fair market value on the property on which a qualifying improvement will be placed is derived and requiring such value to be disclosed to the property owner before execution of a financing agreement; requiring a program administrator to orally review specified information to specified persons before the execution of a financing agreement and record and receive written acknowledgement of such provision; prohibiting the use of a prerecorded device for certain purposes; requiring the program administrator to develop additional procedures to protect vulnerable adults; requiring certain local governments to develop a written disclosure form that contains specified information; requiring that such form be provided to a property owner before executing the property agreement; requiring that certain statements on such form be individually acknowledged; requiring a program administrator to provide a cancellation form within a specified period; specifying situations in which a contract to sell or install a qualifying improvement on a residential property is unenforceable; prohibiting a contractor from beginning work under such a contract; providing procedures for returning or restoring residential property in specified situations in which a contract is unenforceable; specifying circumstances where an otherwise unenforceable contract is enforceable; specifying practices in which a program administrator may not engage; providing exceptions; specifying actions that a program administrator, contractor, or third party may not engage in regarding financing agreements; specifying the circumstance in which a program administrator may make final payment to a contractor; requiring a program to have publicly available specified information regarding qualifying improvements; authorizing a program administrator to include additional products under specified conditions; specifying that agreements need not be notarized; requiring the qualifying improvements program to make an annual report available on its website; specifying items to be included in such report; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Broxson—

SB 1860—A bill to be entitled An act relating to the Interstate Insurance Product Regulation Compact; amending s. 626.9933, F.S.; providing that the state prospectively opts out of all uniform standards adopted by the Interstate Insurance Product Regulation Commission involving annuity and disability income insurance products; amending s. 626.9934, F.S.; revising the effective date of compact standards adopted by the state; revising applicability of a prospective opt-out provision; deleting a provision construing certain opt-out authority under the compact; deleting a provision specifying the state’s opting out of certain standards; deleting a provision relating to applicability and construction of a certain exclusivity provision in the compact; providing an effective date.

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

By Senator Broxson—

SB 1862—A bill to be entitled An act relating to physician fee sharing; amending ss. 458.331 and 459.015, F.S.; revising an exemption relating to grounds for disciplinary action by the Boards of Medicine and Osteopathic Medicine and the Department of Health to authorize specified forms of payment to a physician or osteopathic physician, respectively; providing an effective date.

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

By Senator Broxson—

SB 1864—A bill to be entitled An act relating to military affairs; amending s. 83.49, F.S.; prohibiting a landlord from requiring a prospective tenant who is a servicemember to deposit or advance more than a certain amount of funds; amending s. 83.682, F.S.; providing an additional circumstance under which a servicemember may terminate a rental agreement; amending s. 197.572, F.S.; providing that the title to certain lands remains subject to an easement to prevent encroachment of military installations after a tax sale or the issuance of a tax certificate in foreclosure proceedings; amending s. 288.980, F.S.; requiring the Florida Defense Support Task Force, rather than the Department of Economic Opportunity, to administer specified programs relating to military base retention; amending s. 288.987, F.S.; removing obsolete language; providing that the president of Enterprise Florida, Inc., is the executive director of the Florida Defense Support Task Force; providing that the chair of the Florida Defense Alliance is an ex officio member of the task force; providing duties of Enterprise Florida, Inc., in connection with the task force; amending s. 295.187, F.S.; authorizing a state agency to set aside a certain amount of funds allocated for the procurement of personal property and services for contracts with certified veteran business enterprises; amending s. 570.71, F.S.; prohibiting certain construction or activities that are incompatible with the mission of a military installation on certain land under a rural-lands-protection easement; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Broxson—

SB 1866—A bill to be entitled An act relating to loss-sensitive workers’ compensation insurance programs; amending s. 627.072, F.S.; defining terms; providing that a qualified insurer’s form for offering a qualified loss-sensitive program of reinsurance, which accompanies the issuance of a certain guaranteed cost workers’ compensation insurance policy to a qualified insured, must be filed with the Office of Insurance Regulation but does not require approval; amending s. 627.4102, F.S.; providing an exemption for certain qualified loss-sensitive programs of reinsurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Broxson—

SB 1868—A bill to be entitled An act relating to professional geology; amending s. 492.102, F.S.; revising and providing definitions; amending s. 492.103, F.S.; revising membership of the Board of Professional Geologists; amending s. 492.104, F.S.; revising rulemaking authority of the board; deleting an examination fee limitation and a provision specifying apportionment of such fee; deleting a provision providing that the examination fee is refundable under certain circumstances; amending s. 492.105, F.S.; deleting a provision providing that the examination fee is refundable under certain circumstances; amending s. 492.1051, F.S.; revising geologist-in-training registration requirements; amending s. 492.107, F.S.; revising the types of documents that require

the signature, date, and seal of a professional geologist; providing that all preliminary documents must include certain text in lieu of a seal; amending s. 492.108, F.S.; revising applicant requirements for licensure by endorsement; amending s. 492.109, F.S.; providing requirements for licensure renewal; amending s. 492.111, F.S.; conforming provisions to changes made by the act; amending s. 492.112, F.S.; providing construction; amending s. 492.116, F.S.; specifying that persons engaged in geological research or employed as geologists maintain their exemptions from licensure if they do not submit certain documents for public record; exempting certain persons practicing geology from licensure requirements under certain circumstances; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Rodriguez—

SB 1870—A bill to be entitled An act relating to privatized governmental functions; amending ss. 394.9082, 409.987, and 430.2053, F.S.; providing that certain individuals involved in the management of behavioral health managing entities, community-based care lead agencies, and aging resource centers, respectively, are subject to part III of ch. 112, F.S.; providing penalties; prohibiting such individuals from voting on any measure that may inure to their private gain or loss or to private gain or loss of other specified entities or persons; requiring such individuals to make certain disclosures; prohibiting such individuals from accepting gifts or expenditures from a person or entity that is under consideration for a contract or from certain individuals who have contractual relationships with the managing entity, lead agency, or aging resource center; providing penalties; prohibiting certain senior managers previously employed by a managing entity, lead agency, or aging resource center from representing another person or entity before the entity, agency, or center for 2 years after retirement or termination of employment; providing an effective date.

—was referred to the Committees on Ethics and Elections; Children, Families, and Elder Affairs; and Rules.

By Senator Torres—

SB 1872—A bill to be entitled An act relating to health care coverage; creating part V of chapter 408, F.S., entitled the “Healthy Florida Act”; creating s. 408.95, F.S.; providing a short title; creating s. 408.951, F.S.; providing legislative findings and intent; creating s. 408.952, F.S.; defining terms; creating s. 408.953, F.S.; creating the Healthy Florida program, to be administered by the Healthy Florida Board; creating the Healthy Florida Board; declaring that the board is an independent public entity not affiliated with an agency or department; specifying the composition and governance of the board; specifying appointment procedures and requirements; specifying terms of board members; providing duties, qualifications, and prohibited acts of board members; specifying that board members may not receive compensation for service but may be reimbursed for certain per diem and travel expenses; defining the term “health care provider”; providing immunity from liability for certain acts performed or obligations entered into by the board or by board members, officers, or employees; requiring the board to hire an executive director who is exempt from civil service and who serves at the pleasure of the board; providing that the board’s meetings are subject to public meetings requirements; authorizing the board to adopt rules; creating s. 408.954, F.S.; requiring the State Surgeon General of the Department of Health to establish a public advisory committee to advise the board on policy matters; specifying the composition of the committee and the authority appointing each member; providing requirements for the Governor, President of the Senate, and Speaker of the House of Representatives in making appointments; specifying terms of appointments and reappointments; providing requirements for filling vacancies; specifying that committee members serve without compensation, except for reimbursement for per diem and travel expenses and a specified amount under certain circumstances; defining the term “full day of attending a meeting”; providing requirements for the minimum frequency and location of committee meetings; requiring such meetings to be open to the public; requiring the committee to elect a chair; specifying terms of the chair; providing qualifications and prohibited acts of committee members; creating s. 408.955, F.S.; specifying powers and duties of the board in establishing and implementing comprehensive universal single-payer health care coverage and a health care cost

control system for the benefit of state residents; prohibiting carriers from offering benefits or covering services for which coverage is offered to individuals under the Healthy Florida program; specifying benefits that may be offered by carriers; requiring, after a certain timeframe, certain board members to be program members; requiring the board to develop certain proposals within a specified timeframe; authorizing the board to contract with nonprofit organizations to provide certain assistance to consumers and health care providers; requiring the board to provide grants from certain sources to the Agency for Health Care Administration and the Department of Economic Opportunity for certain purposes; requiring the board to provide for the collection and availability of specified health care data; requiring the board to make such data publicly available in a specified manner; requiring the board to conduct programs to promote and protect public, environmental, and occupational health, using certain data; requiring the board to provide for the collection and availability of certain data within a certain timeframe; creating s. 408.956, F.S.; prohibiting law enforcement agencies from using Healthy Florida moneys, facilities, property, equipment, or personnel for certain purposes; creating s. 408.957, F.S.; providing that every resident of this state is eligible and entitled to enroll under the Healthy Florida program; specifying that members may not be required to pay any charge for enrollment or membership; specifying that members may not be required to pay any form of cost-sharing for a covered benefit; authorizing institutions of higher education to purchase coverage under the program for nonresident students and their dependents; creating s. 408.958, F.S.; specifying covered health care benefits for members; creating s. 408.96, F.S.; providing health care provider qualifications for participation in the program; requiring the board to establish and maintain certain procedures and standards for out-of-state health care providers providing services under certain circumstances; providing that members may choose to receive health care services from any participating provider, subject to certain conditions; providing requirements for retaining membership under, and procedures for withdrawing from, certain enrollments; creating s. 408.961, F.S.; providing requirements for care coordination provided by care coordinators; specifying qualifications for care coordinators; authorizing a health care provider to be reimbursed for a health care service only if the member is enrolled with a care coordinator at the time the service is provided; requiring the program to assist certain members in choosing a care coordinator; requiring that a member be enrolled with a care coordinator until the member enrolls with a different care coordinator or ceases to be a member; specifying a member’s right to change care coordinators; authorizing health care organizations to establish certain rules relating to care coordination; providing construction; requiring the board to develop by rule and implement certain procedures and standards; specifying requirements for a care coordinator to maintain approval under the program; creating s. 408.962, F.S.; requiring the board to adopt rules relating to contracting and payment methodologies for covered health care services and care coordination; providing a requirement for payment rates; requiring certain health care services to be paid for on a fee-for-service basis unless and until the board establishes another methodology; authorizing a certain payment methodology for certain entities; requiring that the program engage in good faith negotiations with health care providers’ representatives; requiring that negotiations for drugs be through a single entity on behalf of the entire program; providing construction; prohibiting participating providers from charging certain rates or soliciting or accepting certain payments; providing exceptions; authorizing the board to adopt rules for payment methodologies for the payment of certain capital-related expenses of certain health facilities; defining the term “health facility”; providing a prior approval requirement for the payment of such expenses; requiring that payment methodologies and payment rates include a reimbursement component for direct and indirect graduate medical education expenses; requiring the board to adopt rules for payment methodologies and procedures for services provided to members while out of the state; creating s. 408.963, F.S.; authorizing members to enroll with and receive certain services from a health care organization; specifying qualifications for a health care organization; requiring the board to develop and implement by rule certain procedures and standards for health care organizations; requiring the board, in developing and implementing such standards, to consult with the Substance Abuse and Mental Health Program Office within the Department of Children and Families; providing requirements for health care organizations to maintain approval under the program; authorizing the board to adopt certain rules relating to compliance; providing construction; prohibiting health care organizations from using health information technology or clinical practice guidelines for

certain purposes; providing that physicians and registered nurses may override such technology and guidelines under certain circumstances; creating s. 408.964, F.S.; requiring the board to adopt rules establishing program requirements and standards for the program, health care organizations, care coordinators, and health care providers; specifying the objectives of such requirements and standards; requiring the board to adopt rules establishing requirements and standards for replacing and merging services provided by certain other programs; providing requirements for for-profit participating providers and care coordinators; requiring participating providers to furnish certain information for certain purposes; requiring the board to consult with certain entities in developing requirements and standards and making certain policy determinations; creating s. 408.97, F.S.; requiring the board to seek necessary federal waivers, approvals, and arrangements and submit necessary state plan amendments to operate the program; specifying requirements for the board in applying for such waivers and in making such arrangements; requiring the board to negotiate certain arrangements with the Federal Government; authorizing the board to require members or applicants to provide information for a certain purpose; prohibiting other uses of such information; authorizing the board to take additional actions necessary to effectively implement the program; providing requirements and authorizing certain acts with respect to the program's administration of federally matched public health programs and Medicare; requiring the board to take certain actions, upon a finding approved by the Chief Financial Officer and the board, to reduce or eliminate certain individual obligations or increase an individual's eligibility for certain financial support; providing applicability; authorizing the board to require members or applicants to provide certain information for certain purposes; requiring members eligible for Medicare benefits to enroll in Medicare to maintain eligibility in the program; requiring the program to provide premium assistance to members enrolling in a certain Medicare drug coverage plan; requiring a member to provide the program, and authorize the program to obtain, certain information relating to a subsidy under the Social Security Act for a certain purpose; requiring the board to attempt to obtain such information from records available to it; requiring the program to make a reasonable effort to notify members of certain obligations; providing procedures for notifying members and for the termination of coverage; prohibiting certain uses of member information by the board; providing that the board assumes responsibility for certain benefits and services; creating s. 408.972, F.S.; providing legislative intent regarding a revenue plan for the program; creating s. 408.98, F.S.; defining terms; specifying requirements for collective negotiation rights between health care providers and the program; requiring representatives of negotiating parties to pay a fee to the board; requiring the board to set certain fees by rule; prohibiting certain collective actions; providing construction; creating s. 408.99, F.S.; providing that the act does not become operative until the State Surgeon General of the Department of Health provides a specified notice to the Legislature; requiring the Department of Health to publish the notice on its website; creating s. 408.991, F.S.; providing for severability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Passidomo—

SB 1874—A bill to be entitled An act relating to emergency power for nursing home and assisted living facilities; amending s. 400.23, F.S.; requiring the Agency for Health Care Administration, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring each facility to have an emergency power source and a supply of fuel which meet certain criteria by a specified date; requiring the agency to adopt rules establishing minimum criteria for a comprehensive emergency management plan that includes a plan to monitor residents and a plan to transport them in certain situations to avoid complications from heat exposure; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules requiring each facility maintain an emergency power source and a supply of fuel which meet certain criteria by a specified date; requiring the Department of Elderly Affairs to establish minimum criteria for a comprehensive emergency management plan that includes a plan to monitor

residents and transport them in certain situations to avoid complications from heat exposure; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Young—

SB 1876—A bill to be entitled An act relating to trauma services; amending s. 395.402, F.S.; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an additional Level I trauma center in a trauma service area where a Level I trauma center currently exists, from designating an existing Level II trauma center as a pediatric trauma center, and from designating an existing Level II trauma center as a Level I trauma center; reducing the total number of trauma centers authorized in this state; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; requiring the council to review specified materials; authorizing the council to submit certain recommendations to the department; providing membership of the council; requiring the council to meet no later than a specified date and to meet annually; requiring the council to submit by a specified date, and biennially thereafter, a report to the Legislature and the Governor which must assess whether an increase in the number of trauma centers within each trauma service area is recommended based on certain factors; requiring the report to include specified information; amending s. 395.4025, F.S.; conforming provisions to changes made by the act; requiring the department to select and designate certain hospitals as trauma centers based on statutory capacity; prohibiting the department from accepting a letter of intent or designating a trauma center unless a specified number of patients have been served by an existing Level I trauma center in the same or in a contiguous trauma service area; revising the department's review process for hospitals seeking designation as a trauma center; providing that a proposed trauma center must be ready to operate by a specified date; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting the applicant from operating as a trauma center until a final evaluation has been completed by the department; requiring a specified review team to make onsite visits to all existing trauma centers within a certain timeframe; authorizing the department to designate a trauma center that is in compliance with specified requirements; deleting a provision authorizing an applicant to request an extension of its provisional status; deleting the date by which the department must select trauma centers; prohibiting an applicant from operating as a trauma center unless it has been designated and certain requirements are met; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards are deemed to have met application and operational requirements; requiring the department to designate a certain provisionally approved Level II trauma center as a trauma center if certain criteria are met; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

By Senator Steube—

SB 1878—A bill to be entitled An act relating to family law; amending s. 61.046, F.S.; defining the terms "child support account" and "child support plan"; amending s. 61.125, F.S.; revising provisions related to parenting coordination to include child support plans; amending s. 61.13, F.S.; deleting an obsolete date; authorizing a court to use a child support plan in its creation or approval of a certain schedule in a child support order or an income deduction order; making technical changes; authorizing the court to require one or both parents to make payments into a child support account; providing requirements for ex-

penditures made from the child support account; authorizing the court to add costs of health insurance and certain noncovered expenses to the funding obligations of a child support plan; amending s. 61.16, F.S.; removing the authority of the court to order the payment of attorney fees, suit money, and the cost of maintaining or defending a proceeding under ch. 61, F.S.; amending s. 61.30, F.S.; requiring a parent seeking an upward modification of an existing award to demonstrate that prior support payments have been used solely for the benefit of the child; prohibiting the court from ordering an upward modification of an existing award if it finds that a parent is unreasonably spending support payments; requiring the court to consider certain factors in determining whether a substantial change in circumstances has occurred based on an increase in parental income; removing the burden from a party seeking to impute income to a person in a child support calculation to prove that the person is voluntarily unemployed or underemployed; requiring a party opposing the imputing of income to prove that he or she is not voluntarily unemployed or underemployed; making technical changes; clarifying that the funding obligations of a child support account do not need to be adjusted based on a time-sharing arrangement; providing construction; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Appropriations.

By Senator Broxson—

SB 1880—A bill to be entitled An act relating to public records; creating s. 627.352, F.S.; providing an exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

By Senator Rodriguez—

SB 1882—A bill to be entitled An act relating to determining bail; amending s. 903.046, F.S.; specifying the purpose of a bail determination; creating a presumption for the release of arrested individuals while they await trial; requiring the release of individuals on their own recognizance if they do not pose a substantial risk of flight or harm to the community; authorizing a court to impose reasonable nonmonetary bail conditions for pretrial release; requiring a court to consider certain factors and follow specific guidelines when determining whether to release a defendant on nonmonetary conditions; amending s. 907.041, F.S.; revising legislative intent; deleting provisions relating to a prohibition of release on nonmonetary conditions under certain supervision; prohibiting a court from granting pretrial release for a person charged with a dangerous crime under certain circumstances; revising the list of offenses that are defined as dangerous crimes; deleting provisions relating to certain offenses committed by a defendant for which a court is authorized to order pretrial detention after a court's review; specifying that a state attorney must show the need for pretrial detention by a certain standard of evidence; requiring a court to make certain written findings and conclusions in a pretrial detention order; deleting a provision relating to a legislative finding; deleting a provision requiring a court to order pretrial detention under certain circumstances if the court makes certain findings; amending s. 790.065, F.S.; conforming a cross-reference; reenacting ss. 943.0585 and 943.059, F.S., relating to court-ordered expunction of criminal history records and court-ordered sealing of criminal history records, respectively, to incorporate the amendment made to s. 907.041, F.S., in references thereto; providing an effective date.

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

By Senator Broxson—

SB 1884—A bill to be entitled An act relating to military and veterans affairs; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification for a trade, occupation, or profession of persons ordered into active duty or state active duty; amending s. 446.041, F.S.; providing duties of the Department of Education with respect to veteran outreach efforts; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees for certain individuals; amending s. 456.024, F.S.; revising licensure eligibility requirements; specifying conditions under which a spouse of a person serving on active duty in the United States Armed Forces has a defense to a citation and cause of action brought due to the unlicensed practice of a health care profession; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees under specified circumstances; revising formats for certain applications; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees for loan originator licensure; amending s. 497.140, F.S.; providing an exemption from the special unlicensed activity fee; amending s. 497.141, F.S.; conforming a provision to changes made by the act; amending s. 497.142, F.S.; requiring the licensing authority to waive fingerprinting requirements for certain individuals seeking licensure under ch. 497, F.S.; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee for direct disposers; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for specified health studios; prescribing the format of the waiver application; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; prescribing the format of the waiver application; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees for certain individuals; amending ss. 527.02 and 539.001, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain licensing fees regarding licensure for the sale of liquefied petroleum gas and pawnbroking, respectively, for certain individuals; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain registration fees for motor vehicle repair shops and sellers of travel, respectively, under certain circumstances; amending ss. 626.025, 626.171, 626.172, 626.202, 626.292, and 626.321, F.S.; requiring the Department of Financial Services to waive certain fingerprinting requirements for certain individuals; amending ss. 626.732, 626.7355, 626.7851, 626.8311, and 626.8417, F.S.; revising preclicensure course requirements for certain applicants; amending ss. 626.8732 and 626.8734, F.S.; requiring the Department of Financial Services to waive certain fingerprinting requirements for certain applicants; amending ss. 626.927 and 626.9272; providing that preclicensure course requirements do not apply to certain applicants; amending s. 626.9912, F.S.; requiring the department to waive certain fingerprinting requirements for certain applicants for a viatical settlement provider license; amending ss. 633.304 and 633.332, F.S.; authorizing the Division of State Fire Marshal to extend the period within which reexamination for certain certifications is not required for certain persons; amending s. 633.412, F.S.; requiring the Department of Financial Services to waive fingerprinting requirements for certain persons; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College for certain individuals; amending ss. 648.34 and 648.355, F.S.; requiring the Department of Financial Services to waive certain fingerprinting requirements for certain applicants; creating s. 683.147, F.S.; designating March 25 of each year as "Medal of Honor Day"; authorizing the Governor to issue a proclamation in recognizing such observance; amending s. 1002.37, F.S.; revising the list of students who must be given priority

by the Florida Virtual School; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of recipients of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the Department of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; authorizing instructors of junior reserve officer training to receive funding through the Florida Teachers Classroom Supply Assistance Program; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain certification fees for certain individuals; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 1886—A bill to be entitled An act relating to contraband in county detention facilities; amending s. 951.22, F.S.; prohibiting introduction into or possession on the grounds of any county detention facility of any cellular telephone or other portable communication device; defining the term “portable communication device”; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Garcia—

SB 1888—A bill to be entitled An act relating to the energy security and disaster resilience pilot program; creating s. 377.817, F.S.; creating the pilot program within the Department of Agriculture and Consumer Services; specifying program purpose; defining terms; providing for the issuance of grants to offset costs relating to certain onsite solar energy storage systems for certain facilities located in areas of critical state concern; providing policies and procedures for grant application approval; directing the department to adopt rules by a specified date; directing the Florida Solar Energy Center to conduct a specified study under certain circumstances and to publish and provide copies of the study to the Governor, the Legislature, and the Commissioner of Agriculture by a specified date; providing an expiration date; providing an appropriation; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Mayfield—

SB 1890—A bill to be entitled An act relating to dismemberment abortion; amending s. 390.011, F.S.; defining the term “dismemberment abortion”; amending s. 390.0111, F.S.; prohibiting a physician from knowingly performing a dismemberment abortion; providing an exception; prohibiting a woman upon whom a dismemberment abortion is performed from being prosecuted for a conspiracy to violate specified provisions; providing an effective date.

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

SB 7000-7008—Previously introduced.

By the Committee on Banking and Insurance—

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 560.312, F.S., relating to an exemption from public records requirements for certain payment instrument transaction information held by the Office of Fi-

nanacial Regulation; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Banking and Insurance—

SB 7012—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.3518, F.S., relating to an exemption from public records requirements for certain proprietary business information provided by insurers to the Citizens Property Insurance Corporation policyholder eligibility clearinghouse; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Governmental Oversight and Accountability—

SB 7014—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Judiciary; and Senators Benacquisto, Simpson, Book, Hutson, Perry, Bracy, Torres, Rodriguez, Campbell, Taddeo, Baxley, and Farmer—

CS for CS for SB 140—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing an effective date.

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

CS for SB 150—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; deleting a requirement that specified information be included on a certain insurance proof-of-purchase card; revising construction;

amending s. 320.0609, F.S.; conforming a provision to changes made by the act; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising, at specified timeframes, minimum coverage requirements for proof of financial responsibility for specified motor vehicles; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising, at specified timeframes, minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; revising the vehicles that are excluded from the definition of the term “motor vehicle” and providing security requirements for certain excluded vehicles; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising applicability of certain insurer reporting and notice requirements as to policies providing certain coverages; conforming provisions to changes made by the act; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; revising applicability of a provision authorizing certain methods of proving financial responsibility; revising, at specified timeframes, the amount of a certificate of deposit required for a specified method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles and the applicability of such requirements; revising a requirement for a motor vehicle liability policy obtained to comply with such requirements; amending ss. 324.051, 324.071, 324.091, and 324.151, F.S.; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of providing financial responsibility; amending s. 324.171, F.S.; revising, at specified timeframes, the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; making technical changes; amending s. 456.057, F.S.; conforming a cross-reference; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; conforming a cross-reference; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising the coverages of a motor vehicle policy which are subject to a stacking prohibition; amending s. 627.7263, F.S.; revising provisions relating to designation of primary coverages for rental and leasing driver’s insurance; conforming provisions to changes made by the act; creating s. 627.7265, F.S.; requiring specified motor vehicle liability insurance policies to include medical payments coverage; specifying persons such coverage must protect; specifying the minimum medical expense coverage and minimum death benefit required under such coverage; providing construction relating to limits on certain other coverages; prohibiting insurers from offering such coverage to an applicant or policyholder with a deductible; specifying medical services and care required under such coverage; authorizing insurers to exclude medical payment benefits under certain circumstances; providing that medical payments benefits are primary to certain health insurance benefits and apply to the co-insurance or deductible amounts required by certain health insurance

policies, except under certain circumstances; providing that a medical payments insurance policy, under certain circumstances, may include a subrogation provision for medical payments benefits paid; requiring insurers, upon receiving a certain notice, to hold a specified reserve for certain purposes for a specified time; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying requirements, procedures, limitations, and prohibitions relating to charges and billing for care of bodily injuries under medical payments coverage; defining the term “service year”; requiring the Department of Health to adopt a certain rule; providing insurers a civil cause of action against certain persons who are convicted of or plead guilty or nolo contendere to certain acts of insurance fraud associated with claims for medical payments coverage benefits; requiring insurers receiving notice of a claim to provide a specified fraud advisory notice to certain persons; providing that claims generated as a result of certain patient brokering activities are non-reimbursable; authorizing notices, documentation, transmissions, or communications to be transferred electronically in a secure manner; amending s. 627.727, F.S.; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising applicability and required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; revising applicability; conforming a cross-reference; amending s. 627.7415, F.S.; revising, at specified intervals, the minimum levels of certain liability insurance required for commercial motor vehicles; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy, which a premium finance company may not finance; revising rulemaking authority of the commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming a provision to changes made by the act; conforming a cross-reference; providing applicability and construction relating to changes made by the act; defining the term “minimum security requirements”; providing requirements and procedures relating to motor vehicle insurance policies that include personal injury protection as of a specified date; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; providing for construction relating to suspensions for failure to maintain required security in effect before a specified date; providing effective dates.

By the Committee on Children, Families, and Elder Affairs; and Senator Baxley—

CS for SB 242—A bill to be entitled An act relating to developmental disabilities; amending s. 393.063, F.S.; revising the term “developmental disability” to include the disorder and symptoms attributable to Duchenne muscular dystrophy; providing an effective date.

By the Committee on Appropriations; and Senator Gainer—

CS for SB 330—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Appropriations; and Senators Bradley, Stewart, Perry, Bean, Taddeo, Mayfield, and Montford—

CS for SB 370—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; prohibiting moneys from the Land Acquisition Trust Fund from being used for specified costs; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 476—A bill to be entitled An act relating to public records; creating s. 408.0641, F.S.; creating an exemption from public records for personal identifying information in compassionate and palliative care plans filed with the Clearinghouse for Compassionate and Palliative Care Plans managed by the Agency for Health Care Administration or its designee; authorizing the disclosure of such information to certain entities and individuals; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Community Affairs; and Senator Mayfield—

CS for SB 562—A bill to be entitled An act relating to regulation of smoking; amending s. 386.209, F.S.; authorizing municipalities and counties to further restrict smoking within the boundaries of certain public parks and designated facilities; providing an effective date.

By the Committee on Community Affairs; and Senator Montford—

CS for SB 614—A bill to be entitled An act relating to the Participant Local Government Advisory Council; amending s. 218.409, F.S.; abolishing the Participant Local Government Advisory Council; amending ss. 218.421 and 218.422, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 730—A bill to be entitled An act relating to housing finance authorities; amending s. 159.621, F.S.; exempting from taxation certain notes and mortgages that are part of a loan made by or on behalf of a housing financing authority; providing requirements for exemption; providing an exception to the exemptions granted by this section; providing an effective date.

By the Committee on Health Policy; and Senator Young—

CS for SB 906—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for building plans, blueprints, schematic drawings, and diagrams held by an agency which depict the internal layout or structural elements of certain health care facilities; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Young and Hutson—

CS for SB 1052—A bill to be entitled An act relating to lost or abandoned property; amending s. 705.17, F.S.; providing that certain provisions of ch. 705, F.S., do not apply to lost or abandoned personal property on the premises of specified facilities if certain conditions are met; creating s. 705.185, F.S.; providing for the disposal of lost or abandoned personal property found on the premises of specified facilities; specifying procedures for the disposal of such property; authorizing the rightful owner to claim lost or abandoned property at any time before its disposal; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 1144—A bill to be entitled An act relating to permit fees; amending s. 125.56, F.S.; requiring the governing body of certain counties to post its permit and inspection fee schedules and a link to the annual building permit and inspection report on its website; amending s. 166.222, F.S.; requiring the governing body of a municipality to post its permit and inspection fee schedules and a link to the annual building permit and inspection report on its website; amending s. 553.80, F.S.;

requiring the governing body of a local government, before making any adjustment to a fee schedule, to publish a building permit and inspection report and post it on the local government's website; requiring the report to be updated annually on such website and be easily accessible to the public; requiring the report to include specified information; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Brandes—

CS for CS for SB 296—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the term “craft distillery”; providing limitations on retail sales by a craft distillery to consumers; providing that it is unlawful to transfer a distillery license, or ownership in a distillery license, for certain distilleries to certain individuals or entities; prohibiting a craft distillery from having its ownership affiliated with certain other distilleries; authorizing a craft distillery to transfer distilled spirits from certain locations to its souvenir gift shop; providing an effective date.

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

By the Committee on Criminal Justice; and Senators Baxley, Steube, Book, Rouson, and Mayfield—

CS for SB 618—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 934.255, F.S.; defining terms; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; specifying requirements for the issuance of a subpoena; authorizing a subpoenaed person to petition a court for an order modifying or setting aside the subpoena or a prohibition on disclosure; authorizing an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects under certain circumstances; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; specifying the acts that constitute an adverse result; requiring the investigative or law enforcement officer to maintain a true copy of a written certification; authorizing a court to grant extension of certain periods under certain circumstances; requiring an investigative or law enforcement officer to serve or deliver a copy of the process along with specified information upon the expiration of a non-disclosure period or delay of notification; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying the existence of a subpoena under certain circumstances; authorizing an investigative or law enforcement officer to petition a court to compel compliance; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; precluding a cause of action against certain entities or persons for providing information, facilities, or assistance in accordance with terms of a subpoena; providing for preservation of evidence pending issuance of process; providing that certain entities or persons shall be held harmless from any claim and civil liability resulting from disclosure of specified information; providing for reasonable compensation for reasonable expenses incurred in providing assistance; requiring that a subpoenaed witness be paid certain fees and mileage; providing an effective date.

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

EXECUTIVE BUSINESS**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy	
Appointees: Keegan, Tracy L., Naples	10/31/2021
Platau, Steven M., Tampa	10/31/2021
Jacksonville Aviation Authority	
Appointee: Kilbane, Patrick J., Jacksonville	09/30/2021
Florida Building Commission	
Appointee: Gilson, David R., Confidential pursuant to s. 119.071(4), F.S.	01/06/2021
Hillsborough County Civil Service Board	
Appointee: Cichon, Andrea M., Tampa	07/02/2019
Board of Trustees of Chipola College	
Appointee: Ryals, Daniel E., III, Altha	05/31/2021
Board of Trustees of Daytona State College	
Appointees: Davidson, Robert, Port Orange	05/31/2021
Haas, Mary Ann, Flagler Beach	05/31/2021
Board of Trustees of Florida SouthWestern State College	
Appointee: Nix, Danny Gene, Jr., Punta Gorda	05/31/2018
Board of Trustees of Florida Keys Community College	
Appointees: Scuderi, Stephanie S., Tavernier	05/31/2021
Suga, Sheldon, Duck Key	05/31/2021
Board of Trustees of Hillsborough Community College	
Appointees: Diehl, Arthur F., III, Tampa	05/31/2021
Reid, Randall H., Tampa	05/31/2021
Board of Trustees of South Florida State College	
Appointee: Wright, Patrick Joseph "Joe," Avon Park	05/31/2019
State of Florida Correctional Medical Authority	
Appointees: Albers, Kris-Tena, Tallahassee	07/01/2020
Chaykin, Lee B., Davie	07/01/2020
Huot, Richard A., Vero Beach	07/01/2020
Board of Dentistry	
Appointees: Andrade, Fabio A., Weston	10/31/2020
Cabanzon, Catherine, West Palm Beach	10/31/2020
Kavouklis, Nicholas M., Tampa	10/31/2018
Board of Employee Leasing Companies	
Appointees: Collier, Zach, Orlando	10/31/2021
Kiracofe, Richard B., Tierra Verde	10/31/2020
Board of Funeral, Cemetery, and Consumer Services	
Appointees: Brandenburg, Joseph A., Jacksonville	09/30/2021
Hall, Lewis, Lakeland	09/30/2021
Knopke, Keenan Lacy, Temple Terrace	09/20/2021
Board of Professional Geologists	
Appointees: DeNeve, Michael Joseph, Bartow	10/31/2020
Warden, Stanley M., Confidential pursuant to s. 119.071(4), F.S.	10/31/2021
Florida Housing Finance Corporation	
Appointee: Dubuque, Ray E., Panama City	11/13/2020
Board of Nursing	
Appointee: Paschall, Francine, Ft. Lauderdale	10/31/2020

*Office and Appointment**For Term Ending*

Board of Pharmacy

Appointees: Hickman, Jonathan M., Tallahassee	10/31/2021
Montgomery, Richard E., Orlando	10/31/2018
Rivera, Blanca R., Miami	10/31/2019
Wright, David, Ft. Pierce	10/31/2019

Referred to the Committee on Ethics and Elections.*Office and Appointment**For Term Ending*

Board of Governors of the State University System

Appointees: Cerio, Timothy M., Tallahassee	01/06/2024
Frost, Patricia, Miami Beach	01/06/2024
Lautenbach, Ned C., Naples	01/06/2020
Patel, Jayprakash S., Pensacola	01/06/2019
Zachariah, Zachariah P., M.D., Sea Ranch Lakes	01/06/2019

Board of Trustees, Florida A & M University

Appointee: Moore, Kimberly Ann, Tallahassee	01/06/2023
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Board of Trustees, Florida Atlantic University

Appointee: Burns, Brent D., Sea Ranch Lakes	01/06/2023
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Board of Trustees, University of Central Florida

Appointees: Lord, John Stanley, Winter Park	01/06/2020
Seay, Beverly Jo, Winter Springs	01/06/2023

Board of Trustees, Florida State University

Appointee: Henderson, Jim W., Longwood	01/06/2023
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Board of Trustees, Florida Gulf Coast University

Appointee: Eide, Richard P., Jr., Naples	01/06/2023
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Board of Trustees, Florida Polytechnic University

Appointee: Saco, Louis S., Temple Terrace	11/07/2022
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Board of Trustees, University of North Florida

Appointee: Egan, Anne T., Jacksonville	01/06/2023
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Board of Trustees, University of West Florida

Appointees: Collins, Adrienne, Gulf Breeze	01/06/2020
Lewis, Suzanne, Pensacola	01/06/2023

Referred to the Committees on Education; and Ethics and Elections.*Office and Appointment**For Term Ending*

Fish and Wildlife Conservation Commission

Appointees: Nicklaus, Gary T., Jupiter	08/01/2022
Rood, Sonya A., St. Augustine	01/02/2022

Executive Director, Fish and Wildlife Conservation Commission

Appointee: Sutton, Phillip Eric, Tallahassee	Pleasure of Commission
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Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.*Office and Appointment**For Term Ending*

Tampa-Hillsborough County Expressway Authority

Appointees: Alvarez, Daniel A., Sr., Seffner	07/01/2021
Cassidy, Vincent J., Tampa	07/01/2021
Oxtal, Shaun R., Tampa	07/01/2018

Referred to the Committees on Transportation; and Ethics and Elections.

CO-INTRODUCERS

Senators Baxley—SB 1644; Book—SB 546, SB 1430; Bracy—SB 54; Campbell—CS for SB 88, SB 546, SB 688; Farmer—SB 472, SB 874; Gibson—SB 990; Hutson—SB 1052; Mayfield—SB 874, SB 966; Montford—SB 370; Perry—CS for SB 616; Rodriguez—SB 472, SB 538; Simpson—CS for SB 152; Taddeo—SB 166; Thurston—SB 874; Torres—SM 1382

Senator Latvala was withdrawn as co-introducer of SB 62, CS for SB 88, SB 126, CS for SB 376, SB 462.

SENATE PAGES

January 16-19, 2018

Olivia Beaven, Flagler Beach; Maya Berry, Davie; Breonna Brewer, Jacksonville; Grace Martell, Tallahassee; Marcela Molina, Blountstown; William C. Ragans III, Tallahassee; Madison Rayborn, Tallahassee; Andrew Shen, Tallahassee; Bethany Thomas, Crawfordville; Cali Woodham, Panama City; John Yearty, Tallahassee



Journal of the Senate

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Tuesday, January 23, 2018

CONTENTS

Co-Introducers	214
Committee Substitutes, First Reading	206
Executive Business, Appointments	214
Executive Business, Reports	206
Reports of Committees	204, 206
Senate Pages	214

REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends the following pass: SB 674

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

The Committee on Criminal Justice recommends the following pass: SB 932; SB 938; SB 982

The Committee on Transportation recommends the following pass: SB 1270

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1448

The Committee on Regulated Industries recommends the following pass: SB 840

The Committee on Transportation recommends the following pass: SB 926

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Education recommends the following pass: SB 1156

The bill was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 1286

The bill was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1402

The bill was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1122

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1170

The Committee on Transportation recommends the following pass: SB 770; SB 1012; SB 1248

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1060

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

The Committee on Regulated Industries recommends the following pass: SB 1224

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends the following pass: SB 26; SB 48

The bills were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1028

The Special Master on Claim Bills recommends the following pass: SB 14; SB 18; SB 36 with 1 amendment; SB 40; SB 44

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

The Committee on Education recommends the following pass: SB 1618

The Committee on Judiciary recommends the following pass: SB 522; SB 608; SB 660

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

The Committee on Regulated Industries recommends the following pass: SB 922

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

The Committee on Appropriations recommends the following pass: CS for SB 152; CS for SB 204; SB 232; CS for SB 444

The Committee on Rules recommends the following pass: SB 404; SB 7000; SB 7002; SB 7004; SB 7006

The bills were placed on the Calendar.

The Committee on Health Policy recommends committee substitutes for the following: SB 8; SB 1134

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 942; SB 1206; SB 1208; SB 1332; SB 1392

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 470

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 438

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1232

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 1056; SB 1090

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 1308; SB 1612; SB 1664

The bills with committee substitute attached were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 990; SB 1124

The Committee on Transportation recommends committee substitutes for the following: SB 852; SB 1104

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 396; SB 416

The bills with committee substitute attached were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1418

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1212

The Committee on Judiciary recommends a committee substitute for the following: SB 54

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 280

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 774

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1220

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Appropriations recommends a committee substitute for the following: SB 564

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1022

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 616; CS for SB 1020

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1004; SB 1460

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 108; CS for SB 268

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 618

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

The Committee on Appropriations recommends a committee substitute for the following: SB 610

The Committee on Rules recommends committee substitutes for the following: SB 118; CS for SB 510

The bills with committee substitute attached were placed on the Calendar.

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

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Higher Education recommends the following pass: SB 460; CS for SB 540

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

The Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: CS for SB 272; CS for SB 620

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on General Government recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of the Department of the Lottery	
Appointee: Poppell, James "Jim" W.	Pleasure of Governor
Secretary of Management Services	
Appointee: Rock, Erin Marie-Geraghty	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health Policy; and Senators Benacquisto, Perry, Stargel, Bean, and Passidomo—

CS for SB 8—A bill to be entitled An act relating to controlled substances; amending s. 409.967, F.S.; prohibiting managed care plans and their fiscal agents or intermediaries from imposing certain requirements or conditions on recipients as a prerequisite to receiving medication-assisted treatment (MAT) services to treat substance abuse disorders; creating s. 456.0301, F.S.; authorizing certain boards to require practitioners to complete a specified board-approved continuing education course to obtain authorization to prescribe controlled substances as part of biennial license renewal; providing exceptions; providing course requirements; prohibiting the Department of Health from renewing a license of a prescriber under specified circumstances; requiring a licensee to submit confirmation of course completion; providing for each licensing board requiring such continuing education course to include hours of completion with the total hours of continuing education required in certain circumstances; authorizing rulemaking; amending s. 456.072, F.S.; authorizing disciplinary action against practitioners for violating specified provisions relating to controlled substances; amending s. 456.44, F.S.; defining the term "acute pain"; requiring the applicable boards to adopt rules establishing certain guidelines for prescribing controlled substances for acute pain; providing that failure of a practitioner to follow specified guidelines is grounds for disciplinary action; limiting opioid drug prescriptions for the treatment of acute pain to a specified period under certain circumstances; authorizing prescriptions for such opioids for an extended period if specified requirements are met; amending ss. 458.3265 and 459.0137, F.S.; requiring certain pain management clinic owners to register approved exemptions with the department; requiring certain clinics to obtain certificates of exemption; providing requirements for such certificates; requiring the department to adopt rules necessary to administer such exemptions; amending s. 465.0155, F.S.; providing requirements for pharmacists for the dispensing of controlled substances to persons not known to them;

defining the term "proper identification"; amending s. 465.0276, F.S.; prohibiting the dispensing of certain controlled substances in an amount that exceeds a 3-day supply or a medically necessary 7-day supply if certain criteria are met; providing an exception for the dispensing of certain controlled substances by a practitioner to the practitioner's own patients for the medication-assisted treatment of opiate addiction; providing requirements for practitioners for the dispensing of controlled substances to persons not known to them; defining the term "proper identification"; amending s. 627.42392, F.S.; prohibiting a health insurer from imposing certain requirements or conditions on insureds as a prerequisite to receiving medication-assisted treatment (MAT) services to treat substance abuse disorders; amending s. 893.03, F.S.; conforming the state controlled substances schedule to the federal controlled substances schedule; amending s. 893.055, F.S.; revising and providing definitions; revising requirements for the prescription drug monitoring program; authorizing rulemaking; requiring the department to maintain an electronic system for certain purposes which meets specified requirements; requiring certain information to be reported to the system by a specified time; specifying direct access to system information; authorizing the department to enter into reciprocal agreements or contracts to share prescription drug monitoring information with certain entities; providing requirements for such agreements; authorizing the department to enter into agreements or contracts for secure connections with practitioner electronic systems; requiring specified persons to consult the system for certain purposes within a specified time; providing exceptions to the duty of specified persons to consult the system under certain circumstances; authorizing the department to issue citations to specified entities for failing to meet certain requirements; prohibiting the failure to report the dispensing of a controlled substance when required to do so; providing penalties; authorizing the department to enter into agreements or contracts for specified purposes; providing for the release of information obtained by the system; allowing specified persons to have direct access to information for the purpose of reviewing the controlled drug prescription history of a patient; providing prescriber or dispenser immunity from liability for review of patient history when acting in good faith; providing construction; prohibiting the department from specified uses of funds; requiring the department to conduct or participate in studies for specified purposes; requiring an annual report to be submitted to the Governor and Legislature by a specified date; providing report requirements; authorizing the department to establish a certain direct-support organization for specified purposes; defining the term "direct-support organization"; requiring a direct-support organization to operate under written contract with the department; providing contract requirements; requiring the direct-support organization to obtain written approval from the department for specified purposes; authorizing the department to adopt certain rules relating to resources used by the direct-support organization; providing for an independent annual financial audit by the direct-support organization; providing that copies of such audit be provided to specified entities; providing for future repeal of provisions relating to the direct-support organization; requiring the department to adopt rules to implement the system; amending s. 893.0551, F.S.; revising provisions concerning the release of information held by the prescription drug monitoring program; amending ss. 458.331, 459.015, 463.0055, 782.04, 893.13, 893.135, and 921.0022, F.S.; correcting cross-references; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

By the Committee on Judiciary; and Senators Torres, Stewart, and Bracy—

CS for SB 54—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries he sustained as a result of the negligence of an employee of Orange County; providing for repayment of Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Campbell—

CS for SB 108—A bill to be entitled An act relating to the Florida Kidcare program; establishing the Kidcare Operational Efficiency and Health Care Improvement Workgroup as a task force administratively housed in the Department of Health to maximize the return on in-

vestment and enhance the operational efficiencies of the Florida Kid-care program; providing for duties and membership of the workgroup; requiring a report to the Governor and Legislature by a specified date; providing for expiration of the workgroup; providing an effective date.

By the Committee on Rules; and Senators Hukill, Book, and Mayfield—

CS for SB 118—A bill to be entitled An act relating to the visitation of schools by state legislators; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Passidomo—

CS for CS for SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining the term “employee with fiduciary responsibility”; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

CS for SB 280—A bill to be entitled An act relating to telehealth; creating s. 456.4501, F.S.; defining terms; establishing the standard of care for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; providing that telehealth providers, under certain circumstances, are not required to research a patient's history or conduct physical examinations before providing services through telehealth; providing that a nonphysician telehealth provider using telehealth and acting within her or her relevant scope of practice is not deemed to be practicing medicine without a license; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances; providing for construction; requiring the Department of Health to develop and disseminate certain educational materials to specified licensees by a specified date; providing recordkeeping requirements for telehealth providers; providing requirements for patient consent for telehealth treatment; providing an effective date.

By the Committee on Banking and Insurance; and Senators Hukill, Young, and Hutson—

CS for SB 396—A bill to be entitled An act relating to motor vehicle insurance coverage for windshield glass; amending s. 627.7288, F.S.; authorizing a motor vehicle insurance policy providing comprehensive or combined additional coverage to require an inspection of the damaged windshield of a covered motor vehicle before the windshield repair or replacement is authorized by the insurer; requiring that such inspections be performed by certain adjusters and within a specified timeframe, or the right to an inspection is waived; prohibiting insurers from requiring inspections under certain circumstances; providing an effective date.

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

CS for SB 416—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

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

CS for SB 438—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; defining and redefining terms; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; revising applicability of specified provisions of the Florida Insurance Code to the Office of Insurance Regulation's authority to regulate providers of continuing care and continuing care at-home; amending s. 651.019, F.S.; revising notice and filing requirements for providers and facilities with respect to new and additional financing and refinancing; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions that qualify an applicant for a certificate of authority without first obtaining a provisional certificate of authority; specifying requirements for the consolidated application; requiring an applicant to obtain separate certificates of authority for multiple facilities; specifying procedures and requirements for the office's review of such applications and issuance or denial of certificates of authority; providing requirements for reservation contracts, entrance fees, and reservation deposits; authorizing a provider to secure release of moneys held in escrow under specified circumstances; providing construction relating to the release of escrow funds; amending s. 651.022, F.S.; revising the office's authority to make certain inquiries in the review of applications for provisional certificates of authority; specifying requirements for application amendments if material changes occur; requiring applicants to submit a specified feasibility study; revising procedures and requirements for the office's review of such applications; conforming a provision to changes made by the act; making a technical change; conforming cross-references; amending s. 651.023, F.S.; revising requirements for an application for a certificate of authority; specifying requirements for application amendments if material changes occur; revising procedures and requirements for the office's review of such applications; revising minimum unit reservation and minimum deposit requirements; revising conditions under which a provider is entitled to secure release of certain moneys held in escrow; conforming provisions to changes made by the act; conforming cross-references; amending s. 651.024, F.S.; providing and revising applicability of certain provisions to a person seeking to assume the role of general partner of a provider or seeking specified ownership, possession, or control of a provider's assets; providing applicability of certain provisions to a person seeking to acquire and become the provider for a facility; providing procedures for filing a disclaimer of control; defining terms; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; prohibiting a person, without the office's prior written approval, from acquiring a facility operating under a subsisting certificate of authority and engaging in the business of providing continuing care; providing requirements for an applicant seeking simultaneous acquisition of a facility and issuance of a certificate of authority; requiring the Financial Services Commission to adopt by rule certain application requirements; requiring the office to review applications and issue approvals or disapprovals of filings in accordance with specified provisions; defining terms; providing standing to the office to petition a specified circuit court under certain circumstances; providing procedures for filing a disclaimer of control; providing construction; authorizing the commission to adopt, amend, and repeal rules; creating s. 651.0246, F.S.; requiring a provider to obtain written approval from the office before commencing construction or marketing for specified expansions of a certificated facility; providing that a provider is automatically granted approval for certain expansions under specified circumstances; defining the term “existing units”; providing applicability; specifying requirements for applying for such approval; requiring the office to consider certain factors in reviewing such applications; providing procedures and requirements for the office's review of applications and approval or denial of expansions; specifying requirements for escrowed moneys and for the release of the moneys; defining the term “initial entrance fee”; providing construction; amending s. 651.026, F.S.; revising requirements for annual reports that providers file with the office; revising guidelines for commission rulemaking; requiring the office to publish, within specified timeframes, a specified annual report; amending s. 651.0261, F.S.; revising requirements for quarterly statements filed by providers and facilities with the office; authorizing the office to waive certain filing requirements under certain circumstances; authorizing the office to require, under certain circumstances, providers or facilities to file monthly unaudited financial statements and certain other information; authorizing the commission to adopt certain rules; amending s. 651.028, F.S.; authorizing the office, under certain circumstances, to waive any requirement of ch. 651, F.S., for providers or

obligated groups having certain accreditations or credit ratings; amending s. 651.033, F.S.; revising requirements for escrow accounts and escrow agreements; revising requirements for, and restrictions on, agents of escrow accounts; revising permissible investments for funds in an escrow account; revising requirements for the withdrawal of escrowed funds under certain circumstances; creating s. 651.034, F.S.; specifying requirements and procedures for the office if a regulatory action level event occurs; authorizing the office to use members of the Continuing Care Advisory Council or retain consultants for specified purposes; requiring affected providers to bear fees, costs, and expenses for such consultants; requiring the office to take certain actions if an impairment occurs; authorizing the office to forego taking action for a certain timeframe under certain circumstances; providing immunity from liability to the commission, the Department of Financial Services, the office, and their employees or agents for certain actions; requiring the office to transmit any notice that may result in regulatory action by certain methods; authorizing the office to exempt a provider from specified requirements under certain circumstances and for a specified timeframe; authorizing the commission to adopt rules; providing construction; amending s. 651.035, F.S.; revising provider minimum liquid reserve requirements under specified circumstances; deleting an obsolete date; authorizing providers, under certain circumstances, to withdraw funds held in escrow without the office's approval; providing procedures and requirements to request approval for certain withdrawals; providing procedures and requirements for the office's review of such requests; authorizing the office, under certain circumstances, to order the immediate transfer of funds in the minimum liquid reserve to the custody of the department; providing that certain debt service reserves of a provider are not subject to such transfer provision; requiring facilities to file annual calculations of their minimum liquid reserves with the office and maintain such reserves beginning at specified periods; requiring providers to fund reserve shortfalls within a specified timeframe; providing construction; creating s. 651.043, F.S.; defining the term "management"; providing requirements for a contract for management made after a certain date; specifying procedures and requirements for providers filing notices of change in management with the office; specifying procedures, requirements, and factors for the office's review of such changes and approval or disapproval of the new management; requiring management disapproved by the office to be removed within a specified timeframe; authorizing the office to take certain disciplinary actions under certain circumstances; requiring providers to immediately remove management under certain circumstances; amending s. 651.051, F.S.; revising requirements for the maintenance of a provider's records and assets; amending s. 651.057, F.S.; conforming cross-references; amending s. 651.071, F.S.; revising construction as to the priority of continuing care and continuing care at-home contracts in the event of receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities and providers relating to the availability, distribution, and posting of reports and records; amending s. 651.105, F.S.; providing applicability of a provision of the Insurance Code relating to examinations and investigations to the office's authority in examining certain applicants and providers; requiring providers to respond to written correspondence from the office and provide certain information; declaring that the office has standing to petition a circuit court for certain injunctive relief; specifying venue; deleting a requirement for the office to determine if certain disclosures have been made; providing that a provider's or facility's parent, subsidiary, or affiliate is not subject to routine examination by the office except under certain circumstances; authorizing the office to examine certain parents, subsidiaries, or affiliates to ascertain the financial condition of a provider under certain circumstances; prohibiting the office, when conducting an examination or inspection, from using certain actuary recommendations for a certain purpose or requesting certain documents under certain circumstances; amending s. 651.106, F.S.; authorizing the office to deny an application for a provisional certificate of authority or a certificate of authority on certain grounds; revising and adding grounds for application denial or disciplinary action by the office; creating s. 651.1065, F.S.; prohibiting certain persons of a continuing care retirement community, except with the office's written permission, from actively soliciting, approving the solicitation or acceptance of, or accepting new continuing care contracts if they knew or should have known that the retirement community was impaired or insolvent; providing an exception; requiring the office to approve or disapprove the continued marketing of new contracts within a specified timeframe; providing a criminal penalty; amending s. 651.111, F.S.; revising procedures and requirements for the office's review of complaints requesting inspec-

tions of records and related financial affairs of a provider; amending s. 651.114, F.S.; providing that certain duties relating to a certain compliance or solvency plan must be performed by the office, or the Continuing Care Advisory Council at the request of the office, rather than solely by the council; providing construction relating to the office's authority to take certain measures; authorizing the office to seek a recommended plan from the advisory council; replacing the office with the department as the entity taking certain actions under ch. 631, F.S.; providing construction; revising circumstances under which the department and office are vested with certain powers and duties in regard to delinquency proceedings; specifying requirements for providers to notify residents and prospective residents of delinquency proceedings; specifying procedures relating to orders to show cause and hearings pursuant to ch. 631, F.S.; revising facilities with respect to which the office may not exercise certain remedial rights; creating s. 651.1141, F.S.; authorizing the office to issue an immediate final order for a provider to cease and desist from specified violations; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; providing a criminal penalty for certain actions performed without a valid provisional certificate of authority; making a technical change; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Stargel—

CS for SB 470—A bill to be entitled An act relating to minimum basic recruit training exemptions; amending s. 943.10, F.S.; defining the term "special operations forces"; amending s. 943.13, F.S.; exempting former special operations forces members who meet certain requirements from the Criminal Justice Standards and Training Commission-approved basic recruit training program; amending s. 943.131, F.S.; requiring an employing agency, training center, or criminal justice selection center to verify and document that special operations forces applicants meet certain requirements if the applicants seek an exemption from a basic recruit training program approved by the commission; requiring the employing agency, training center, or criminal justice selection center to submit the documentation to the commission; reenacting ss. 943.1395(3) and 943.17296, F.S., relating to certification for employment or appointment as an officer and training in identifying and investigating elder abuse and neglect, respectively, to incorporate the amendment made to s. 943.13, F.S., in references thereto; reenacting ss. 626.989(7), 943.133(1) and (6), and 943.1395(3), (9), and (10), F.S., relating to investigations by the Division of Investigative and Forensic Services, the responsibilities of certain employing entities, and certification for certain employment or appointment, respectively, to incorporate the amendment made to s. 943.131, F.S., in references thereto; providing an effective date.

By the Committees on Rules; and Health Policy; and Senators Young and Mayfield—

CS for CS for SB 510—A bill to be entitled An act relating to reporting of adverse incidents in planned out-of-hospital births; creating s. 456.0495, F.S.; defining the term "adverse incident"; requiring licensed physicians, certified nurse midwives, and licensed midwives to report an adverse incident and a medical summary of events to the Department of Health within a specified timeframe; requiring the department to review adverse incident reports and determine if conduct occurred that is subject to disciplinary action; requiring the appropriate regulatory board or the department to take disciplinary action under certain circumstances; requiring the department to adopt rules; requiring the department to develop a form to be used for the reporting of adverse incidents; providing an effective date.

By the Committee on Appropriations; and Senator Young—

CS for SB 564—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; providing that parents of certain students who are seeking an individual education plan reevaluation may request a specified meeting and evaluation from the school district; requiring the school district to conduct the meeting and reevaluation within a specified timeframe; defining the term "hospitalized or homebound"; specifying that a school district may change a student's matrix of services as a result of an individual education plan reevaluation; providing an effective date.

By the Committee on Appropriations; and Senator Young—

CS for SB 610—A bill to be entitled An act relating to business filings; amending s. 605.0209, F.S.; authorizing certain persons to correct filed records that contain certain information; providing that a statement of correction filed for certain reasons is not subject to a Department of State fee if delivered within a certain timeframe; amending s. 605.0210, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the entity or its representative; providing notice requirements for the department if the record changes an entity's e-mail or mailing address; amending s. 607.0124 F.S.; authorizing a domestic or foreign corporation to correct certain documents if they contain false, misleading, or fraudulent information; providing that articles of correction filed for certain reasons are not subject to any department fee if delivered within a certain timeframe; amending s. 607.0125, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the entity or its representative; providing notice requirements for the department if the record changes the entity's e-mail or mailing address; amending s. 617.0124, F.S.; authorizing a domestic or foreign corporation to correct certain documents if they contain false, misleading, or fraudulent information; providing that articles of correction filed for certain reasons are not subject to any department fee if delivered within a certain timeframe; amending s. 617.0125, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the domestic or foreign corporation or its representative; providing notice requirements for the department if the record changes the domestic or foreign corporation's e-mail or mailing address; amending s. 620.1206, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the limited partnership, foreign limited partnership, or its registered agent; providing notice requirements for the department if the record changes the limited partnership's or foreign limited partnership's e-mail or mailing address; amending s. 620.1207, F.S.; authorizing a limited partnership or foreign limited partnership to correct certain documents if they contain misleading or fraudulent information; providing that a statement of correction filed for certain reasons is not subject to any department fee if delivered within a certain timeframe; amending s. 620.8105, F.S.; requiring the department to send a notice of the filing of a document through e-mail or send a copy of the document to the mailing address of the partnership, limited liability partnership, or its agent; providing notice requirements for the department if the record changes the partnership's or limited liability partnership's e-mail or mailing address; creating s. 620.81054, F.S.; authorizing a partnership or limited liability partnership to correct a document filed by the department within a certain timeframe and under certain circumstances; providing guidelines for correcting a document; providing construction; providing that articles of correction filed for certain reasons are not subject to a department fee if delivered within a certain timeframe; amending ss. 620.1201, 620.1202, 620.1203, 620.1812, and 620.2108, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Commerce and Tourism; and Transportation; and Senators Passidomo, Perry, and Hutson—

CS for CS for SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms "motor vehicle dealer," "franchised motor vehicle dealer," "independent motor vehicle dealer," "wholesale motor vehicle dealer," and "motor vehicle broker"; prohibiting persons from engaging in business as, serving in the capacity of, or acting as a motor vehicle broker in this state without first obtaining a certain license; adding an exception to the prohibition on persons other than a licensed motor vehicle dealer from advertising for sale or lease any motor vehicle belonging to another party; authorizing owners of motor vehicles titled in their names to advertise and offer motor vehicles for sale on their own behalfs provided such vehicles are acquired and sold in good faith and not for the purpose of avoiding specified requirements; prohibiting a licensed motor vehicle dealer from allowing any person other than its bona fide employee to use its motor vehicle dealer license for the purpose of acting in the capacity of or conducting motor vehicle lease transactions as a motor vehicle dealer; providing that any person acting in violation of specified licensing requirements or misrepresenting to any person his or her re-

lationship with any motor vehicle dealer is deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring an application for a license to contain a statement that the applicant is a motor vehicle broker under certain circumstances; providing that a certain license entitles a licensee to carry on and conduct the business of a motor vehicle broker; providing that each license issued to a motor vehicle broker expires on a specified date of the year of its expiration unless revoked or suspended before that date; requiring, within a specified timeframe, the Department of Highway Safety and Motor Vehicles to deliver or mail to each licensee the necessary renewal forms along with a statement that the licensee is required to complete any applicable continuing education or industry certification requirements; deleting certain continuing education and certification requirements; requiring applications received by the department for renewal of independent motor vehicle dealer licenses to certify that the dealer has completed continuing education prior to filing the renewal forms with the department, subject to certain requirements; providing requirements for continuing education and dealer schools; authorizing such schools to charge a fee for providing continuing education; requiring applications received by the department for renewal of franchised motor vehicle dealer licenses to certify that the dealer has completed certain industry certification prior to filing the renewal forms with the department, subject to certain requirements; providing requirements for industry certification and certain statewide industry associations of franchised motor vehicle dealers; authorizing an association to charge a fee for providing the industry certification; authorizing industry certification for licensees belonging to a certain dealership group to be accomplished by a certain designated person; requiring a licensee who seeks to satisfy the certification through a dealership group to provide the department with certain evidence at the time of filing the certificate of completion; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senators Baxley, Steube, Book, Rouson, and Mayfield—

CS for CS for SB 618—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 934.255, F.S.; defining terms; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; specifying requirements for the issuance of a subpoena; authorizing a subpoenaed person to petition a court for an order modifying or setting aside the subpoena or a prohibition on disclosure; authorizing an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects under certain circumstances; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; specifying the acts that constitute an adverse result; requiring the investigative or law enforcement officer to maintain a true copy of a written certification; authorizing a court to grant extension of certain periods under certain circumstances; requiring an investigative or law enforcement officer to serve or deliver a copy of the process along with specified information upon the expiration of a non-disclosure period or delay of notification; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying any person of the existence of a subpoena under certain circumstances; authorizing an investigative or law enforcement officer to petition a court to compel compliance; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; precluding a cause of action against certain entities or persons for providing information, facilities, or assistance in accordance with terms of a subpoena; providing for preservation of evidence pending issuance of process; providing that certain entities or persons shall be held harmless from any claim and civil liability resulting from disclosure of specified information; providing for reasonable compensation for reasonable expenses incurred in providing assistance; requiring that a subpoenaed witness be paid certain fees and mileage; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Bean—

CS for SB 774—A bill to be entitled An act relating to dependency proceedings; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; amending s. 39.01, F.S.; revising the definition of the

term “parent” and defining the term “unmarried biological father”; amending ss. 39.402 and 39.803, F.S.; revising the types of information relating to the identity and location of a child’s legal father that fall within the scope of a court inquiry at a shelter hearing or a hearing regarding a petition for termination of parental rights; amending s. 39.502, F.S.; providing for certain unmarried biological fathers to receive notice of dependency hearings under certain circumstances; amending s. 39.503, F.S.; revising the types of information relating to the identity and location of a child’s legal father that fall within the scope of a court inquiry at a dependency or shelter hearing; requiring a court to take certain actions if a person fails to assert parental rights; providing conditions for establishing paternity in a dependency proceeding; authorizing the court to order certain scientific testing to determine maternity or paternity of a child; providing for assessment of costs of litigation; amending s. 39.801, F.S.; requiring notice of a petition for termination of parental rights to be served on an unmarried biological father identified under oath or by a diligent search of the Florida Putative Father Registry under certain circumstances; providing conditions for contesting the petition; conforming cross-references; amending s. 63.092, F.S.; requiring the Department of Children and Families to release specified records to entities conducting preliminary home studies; providing the Department of Children and Families shall not require specified training for certain home studies; providing an effective date.

By the Committee on Transportation; and Senators Brandes and Taddeo—

CS for SB 852—A bill to be entitled An act relating to the Florida Smart City Challenge Grant Program; creating s. 316.0899, F.S.; defining the terms “grid-integrated vehicle” and “matching funds”; creating the program within the Department of Transportation; providing program goals; providing grant eligibility requirements; requiring the department to issue a request for proposals by a specified date; providing proposal requirements; providing requirements for the award of grants and the use of grant funds; providing reporting requirements; requiring administrative support by the department; authorizing the department to select an independent nongovernmental entity to assist in project construction, management, and evaluation for specified purposes; providing requirements for the nongovernmental entity; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 942—A bill to be entitled An act relating to the Department of Juvenile Justice’s direct-support organization; amending s. 985.672, F.S.; requiring the secretary of the department to appoint board of directors to the department’s direct-support organization according to the organization’s established bylaws; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Montford and Gibson—

CS for SB 990—A bill to be entitled An act relating to rural communities; creating s. 288.062, F.S.; providing a short title; defining terms; requiring the Department of Economic Opportunity to accept an application seeking approval as a rural growth fund; requiring that the application include certain materials, including an application fee; requiring the department to grant or deny the application within a specified time; prohibiting the department from approving more than a certain amount of investment authority or investor contributions; requiring the department to deny an application if the application does not meet certain requirements; authorizing an applicant whose application was denied to provide additional information to the department within a certain timeframe; requiring the department to review and reconsider an application that has additional information submitted within a certain timeframe; prohibiting the department from reducing the investment authority of an application or denying an application for reasons other than the ones listed; requiring the department to certify an applicant that has his or her application approved; requiring the rural growth fund to collect contributions and investments within a certain timeframe; requiring the rural growth fund to send documentation of the contributions and investments to the department;

requiring the department to provide a tax credit certificate; providing that a rural growth fund’s certification will lapse for failure to comply; requiring the department to redistribute lapsed investment authority; providing that a taxpayer who makes an investor contribution is vested with a credit against state premium tax liability; providing restrictions on the credit; requiring that a taxpayer claiming a credit submit a copy of the tax credit certificate with his or her tax return; requiring the department to revoke the tax credit certificate if the rural growth fund exits the program or fails to meet certain requirements; providing a formula for calculating the maximum amount of investments the rural growth fund can count toward satisfying tax credit certificate requirements; requiring the department to give reasons for a pending revocation of a tax credit certificate; specifying that the rural growth fund has 90 days from the dispatch of the notice to correct violations; requiring the department to distribute reverted investment authority among certain rural growth funds; authorizing the rural growth fund to submit an exit application after a specified time; requiring the department to respond to an exit application within a certain timeframe; prohibiting the department from unreasonably denying an exit application; prohibiting the department from revoking the rural growth fund’s tax credit certificate after the rural growth fund has exited the program; authorizing the rural growth fund to request a written opinion from the department about potential investments; specifying that an out-of-state business relocating employees to this state must satisfy a specific definition within a certain timeframe before a new principal place of business operations is recognized; requiring the rural growth fund to submit a report to the department at a specified time; requiring that the report provide certain documentation; requiring the rural growth fund to submit an annual report to the department; requiring that the annual report include certain information; providing for rulemaking; requiring the department to notify the Department of Revenue of any insurance company that is allocated tax credits; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1004—A bill to be entitled An act relating to persons authorized to visit juvenile facilities; creating s. 985.6885, F.S.; authorizing specified persons to visit, during certain hours, all facilities housing juveniles which are operated or overseen by the Department of Juvenile Justice or a county; authorizing such persons to visit the juvenile facilities outside of certain hours pursuant to department rules; prohibiting the department from unreasonably withholding permission for visits to such facilities by certain persons; requiring the department to adopt rules; providing an effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senators Young, Hutson, and Brandes—

CS for CS for SB 1020—A bill to be entitled An act relating to alcohol deliveries; amending s. 561.57, F.S.; including an electronic order as a type of order construed as a sale made at a vendor’s licensed place of business; authorizing a manufacturer, distributor, or vendor to make certain deliveries in a third-party vehicle under certain circumstances; requiring that the recipient’s identity and age be verified and documented at the time of delivery; requiring that deliveries comply with s. 562.11, F.S.; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Steube—

CS for SB 1022—A bill to be entitled An act relating to the determination of parentage; creating s. 742.19, F.S.; defining the term “alleged parent”; providing presumptions of legal parentage; authorizing a child, the child’s mother, or the child’s alleged parent to file a petition in circuit court to rebut the presumption of legal parentage; requiring such petition to include certain information; requiring the court to appoint a guardian ad litem or an attorney ad litem under certain conditions; providing qualifications and requirements for a guardian ad litem; requiring the court to hold an evidentiary hearing on the petition; specifying that the petitioner has the burden of producing certain clear and convincing evidence; requiring the court to dismiss the petition under certain circumstances; requiring the court to order genetic testing of the child and the alleged parent if the court allows the petition to proceed; requiring certain information to be included in the

order; requiring the alleged parent to file the test results with the court by a specified date; specifying that a statistical probability of parentage of 95 percent or more creates a rebuttable presumption that the alleged parent is a biological parent; providing a procedure for a party to object to the test results; authorizing the court to enter a summary judgment of parentage and requiring the court to hold a trial if a presumption of parentage is established; requiring the court to dismiss the petition and seal the court file if the test results indicate that the alleged parent is not a biological parent; requiring the court to determine parental rights in the best interest of the child; requiring the court to evaluate specified factors to determine the best interest of the child; providing information to be included in final orders or judgments; authorizing the court to approve, grant, or modify a parenting plan in the best interest of the child and under certain conditions; requiring that a parenting plan include certain information; authorizing the court to order the payment of child support; requiring the court to consider certain criteria in its calculation of child support; authorizing the court to modify a parenting plan or child support order entered pursuant to this section upon a showing by the parent petitioning for modification that a substantial change in circumstances has occurred; clarifying that an order entered under this section does not impugn or affect a child's legitimacy; amending s. 61.046, F.S.; clarifying that a parenting plan entered under a specified section determines the rights of custody and access for purposes of the Uniform Child Custody Jurisdiction and Enforcement Act, the International Child Abduction Remedies Act, and the Convention on the Civil Aspects of International Child Abduction; providing an effective date.

By the Committee on Education; and Senator Passidomo—

CS for SB 1056—A bill to be entitled An act relating to computer science instruction; amending s. 1007.2616, F.S.; providing a definition; providing requirements for specified instruction relating to computer science; requiring school districts to provide computer science courses in a specified number of schools by certain dates; requiring certain computer science courses to be included in the Course Code Directory and published on the Department of Education's website by a specified date; providing that student enrollment in certain courses offered by the Florida Virtual School meet specified requirements; providing that a charter school is not required to offer computer science courses; providing that charter schools that offer such courses may be used in meeting a school district's percentage thresholds; requiring the Florida Virtual School to offer certain computer science courses; requiring school districts to provide access to computer science courses offered by the Florida Virtual School or by other means under certain circumstances; providing funds for school districts to provide professional development for classroom teachers; providing Department of Education responsibilities for the distribution of such funds; requiring high school students to be provided opportunities to take certain courses to meet certain graduation requirements; providing funds for bonuses for certain classroom teachers; providing funding for high-need technology grants for school districts; requiring, rather than authorizing, the State Board of Education to adopt rules; providing an effective date.

By the Committee on Education; and Senator Young—

CS for SB 1090—A bill to be entitled An act relating to enrollment of dependent children of active duty military personnel in the Florida Virtual School; amending s. 1002.37, F.S.; requiring the Florida Virtual School to give enrollment priority to dependent children of certain active duty military personnel; authorizing the Florida Virtual School to use a specified form to determine residency and to serve specified students directly; providing for funding for certain students; amending s. 1003.05, F.S.; requiring that certain dependent children of active duty military personnel be given first preference for admission to certain virtual instruction programs; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1104—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.003, F.S.; deleting the term "driver-assistive truck platooning technology"; defining the term "platoon"; repealing s. 316.0896, F.S., relating to the assistive truck platooning technology pilot project; creating s. 316.0897, F.S.; exempting the operator of a non-lead vehicle in a platoon from a specified provision;

authorizing a platoon to be operated on a roadway in this state after an operator provides notification to the Department of Transportation and the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising regulations to which owners and drivers of commercial motor vehicles are subject; delaying the requirement for electronic logging devices and support documents for certain intrastate motor carriers; deleting a limitation on a civil penalty for falsification of certain time records; deleting a requirement that a motor carrier maintain certain documentation of driving times; providing an exemption from specified provisions for a person who operates a commercial motor vehicle with a certain gross vehicle weight, gross vehicle weight rating, and gross combined weight rating; deleting the exemption from such provisions for a person transporting petroleum products; amending s. 316.303, F.S.; conforming a provision to changes made by the act; amending s. 320.01, F.S.; revising the definition of the term "apportionable vehicle"; amending s. 320.06, F.S.; requiring a vehicle that has an apportioned registration to be issued, before a specified date, an annual license plate and a cab card denoting the declared gross vehicle weight; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; providing a specified fee for initial and renewed validation stickers; requiring the fee to be deposited into the Highway Safety Operating Trust Fund; authorizing a damaged or worn license plate to be replaced at no charge under certain circumstances; providing an exception to the design of dealer license plates for specialty license plates; amending s. 320.0607, F.S.; providing an exemption, beginning on a specified date, from a certain fee for vehicles registered under the International Registration Plan; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates for specialty license plates; authorizing fleet companies to purchase specialty license plates in lieu of the standard fleet license plates for additional specified fees; requiring fleet companies to be responsible for all costs associated with the specialty license plate; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of the standard graphic dealer license plates for additional specified fees; requiring dealers to be responsible for all costs associated with the specialty license plate; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates to be used on dealer and fleet vehicles with the permission of the sponsoring specialty license plate organization; requiring a dealer or fleet specialty license plate to include specified letters on the right side of the license plate; requiring dealer and fleet specialty license plates to be ordered directly through the department; amending s. 320.131, F.S.; authorizing, beginning on a specified date, the department to partner with a county tax collector to conduct a Fleet Vehicle Temporary Tag pilot program, subject to certain requirements; providing for future repeal; amending s. 812.014, F.S.; providing a criminal penalty for an offender committing grand theft who uses a device to interfere with a global positioning or similar system; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Braynon—

CS for SB 1124—A bill to be entitled An act relating to Reemployment Assistance Program Law contribution rates; amending s. 443.131, F.S.; providing an adjustment, beginning on a specified date, to the contribution rate of the reemployment assistance tax for specified employers; providing that the adjustment may not be in effect during certain years; conforming a provision to changes made by the act; providing a contingent effective date.

By the Committee on Health Policy; and Senators Rouson, Bradley, and Young—

CS for SB 1134—A bill to be entitled An act relating to Department of Health responsibilities related to the medical use of marijuana; amending s. 381.986, F.S.; requiring the department to adopt rules to allow qualified patients to change qualified physicians; deleting an obsolete date; revising a requirement that the department license one applicant who is a member of a certain class to exclude a requirement that the applicant also be a member of the Black Farmers and Agriculturalist Association-Florida Chapter; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1206—A bill to be entitled An act relating to state inmates; amending s. 945.091, F.S.; authorizing the Department of Corrections to extend the limits of confinement to allow an inmate that may not otherwise qualify for work release to be released on electronic monitoring; requiring the department to administer a risk assessment tool to determine an inmate's appropriateness for release on electronic monitoring; authorizing the department to extend the limits of confinement to allow an inmate to participate in supervised community release, subject to certain requirements, as prescribed by the department by rule; requiring the department to administer a risk assessment tool to determine an inmate's appropriateness for release on electronic monitoring; authorizing the department to terminate an inmate's participation under certain circumstances; authorizing a law enforcement or a probation officer to arrest such an inmate without warrant in accordance with specified authority; requiring the law enforcement or probation officer to report alleged violations to a correctional officer for disposition of disciplinary charges as prescribed by the department by rule; providing that participating inmates remain eligible to earn or lose gain-time; providing that such inmates may not be counted in the population of the prison system and that their approved community-based housing location may not be counted in the capacity figures for the prison system; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued and to serve notice on the state attorney; requiring the circuit court to schedule a status hearing within a certain timeframe after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring that if the court enters an order, it send the order to the county sheriff; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1208—A bill to be entitled An act relating to the Florida Correctional Operations Oversight Council; amending s. 14.32, F.S.; creating the council within the Office of Chief Inspector General; specifying the purpose of the council; requiring the Office of Chief Inspector General to provide administrative support to the council; specifying the composition of the council; providing terms of office and requirements regarding the council's membership; prescribing the duties and responsibilities of the council; prohibiting the council from interfering with the operations of the Department of Corrections or the Department of Juvenile Justice; authorizing the council to appoint an executive director; authorizing reimbursement for per diem and travel expenses for members of the council; establishing certain restrictions applicable to members of the council and council staff; providing an appropriation; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 1212—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former directors, managers, supervisors, and clinical employees of child advocacy centers that meet certain standards and requirements, members of a child protection team, and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1220—A bill to be entitled An act relating to custodial interrogations; creating s. 900.05, F.S.; defining terms and specifying covered offenses; requiring that a custodial interrogation at a place of detention be electronically recorded in its entirety in connection with certain offenses; requiring law enforcement officers who do not comply with the electronic recording requirement or who conduct custodial interrogations at a place other than a place of detention to prepare a specified report; providing exceptions to the electronic recording requirement; requiring a court to consider a law enforcement officer's failure to comply with the electronic recording requirements in de-

termining the admissibility of a statement unless an exception applies; requiring a court, upon the request of a defendant, to give cautionary instructions to a jury under certain circumstances; providing immunity from civil liability to law enforcement agencies that enforce certain rules; providing that no cause of action is created against a law enforcement officer; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Baxley—

CS for SB 1232—A bill to be entitled An act relating to public assistance fraud; amending s. 414.39, F.S.; revising the maximum reward paid to persons providing certain information leading to the recovery of certain fraudulent public assistance payments; revising the funding source for such rewards; amending s. 414.41, F.S.; directing state-retained shares of recovered public assistance overpayments to be held in the Federal Grants Trust Fund; requiring such funds to be reallocated to the Department of Children and Families; specifying how such funds may be used by the department; requiring the department to submit an annual report and to propose certain projects for legislative authorization; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Perry—

CS for SB 1308—A bill to be entitled An act relating to environmental regulation; amending s. 373.250, F.S.; deleting an obsolete provision; providing examples of reclaimed water use that may create an impact offset; revising the required provisions of the water resource implementation rule; amending s. 403.064, F.S.; revising legislative findings; requiring the Department of Environmental Protection and the water management districts to develop and enter into a memorandum of agreement providing for a coordinated review of any reclaimed water project requiring a reclaimed water facility permit, an underground injection control permit, and a consumptive use permit; specifying the required provisions of such memorandum; specifying the date by which the memorandum must be developed and executed; amending s. 403.706, F.S.; requiring counties and municipalities to address contamination of recyclable material in specified contracts; prohibiting counties and municipalities from requiring the collection or transport of contaminated recyclable material by residential recycling collectors; defining the term "residential recycling collector"; specifying required contract provisions in residential recycling collector and materials recovery facility contracts with counties and municipalities; providing applicability; amending s. 403.813, F.S.; providing that a local government may not require further verification from the department for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Criminal Justice; and Senators Perry and Rouson—

CS for SB 1332—A bill to be entitled An act relating to the restoration of civil rights; creating s. 947.131, F.S.; defining terms; requiring that an application for the restoration of civil rights which has been submitted before a specified date and which qualifies as a priority application be processed and the investigation be completed before certain other applications; specifying deadlines to complete investigations for certain priority applications; requiring the applicant to keep the Florida Commission on Offender Review informed of his or her correct address, including his or her e-mail address, throughout the clemency process; requiring the commission to provide annual written notification to the applicant on the status of the application review process; providing requirements for such notification; requiring the commission to notify an applicant within a specified time of any incomplete portions of the application or any facts that are determined in the prescreening review to deem the applicant ineligible for restoration of civil rights; requiring an applicant to be given a specified time to remedy any incomplete portions or discrepancies in the application; requiring a confidential case analysis report prepared by the commission to be submitted to the applicant immediately upon completion, subject to certain requirements; requiring an applicant to be given a specified time to dispute and remedy any discrepancies in the con-

fidential case analysis report; requiring the commission to provide information on the status of an application if a member of the Senate or the House of Representatives submits any written request to the commission for such information on behalf of the member's constituent; providing rulemaking authority; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1392—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department's authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar diversion program in each judicial circuit, rather than at the local level with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; requiring the Department of Juvenile Justice to annually develop and provide guidelines on civil citation or similar diversion programs to the judicial circuits; providing requirements for the civil citation or similar diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar diversion program; requiring that a copy of each civil citation or similar diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil citation or similar diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term "diversion program"; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring each law enforcement agency to submit to the Department of Juvenile Justice specified data about juveniles eligible to participate in diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain non-

judicial arrest record unless an exception applies; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 1418—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Health or the Agency for Health Care Administration, as applicable, to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.4073, F.S.; revising provisions relating to background checks and exemptions from disqualification for certain service provider personnel and volunteers; requiring the Department of Children and Families to grant or deny an exemption from disqualification within a certain timeframe; authorizing certain applicants for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be exempted from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; requiring recovery residences to comply with specified Florida Fire Prevention Code provisions; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; amending s. 397.4873, F.S.; providing exceptions to limitations on referrals by recovery residences to licensed service providers; prohibiting recovery residences and specified affiliated individuals from benefiting from certain referrals; providing penalties; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; providing an effective date.

By the Committee on Criminal Justice; and Senator Montford—

CS for SB 1460—A bill to be entitled An act relating to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 282.709, F.S.; providing that a representative of the Florida Sheriffs Association shall be an appointed member of the Joint Task Force on State Agency Law Enforcement Communications; providing that the sheriff's office that employs the representative must pay the per diem and travel expenses incurred by the representative; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Rader and Book—

CS for SB 1612—A bill to be entitled An act relating to airboat regulation; providing a short title; amending s. 327.391, F.S.; requiring, by a specified date, a commercial airboat operator to have specified documents on board the airboat while carrying passengers for hire; providing an exception; providing a penalty; amending s. 327.73, F.S.; providing a penalty for violation of airboat operation requirements; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Simmons—

CS for SB 1664—A bill to be entitled An act relating to basin management action plans; amending s. 403.067, F.S.; defining "onsite sewage treatment and disposal system"; requiring the Department of Environmental Protection and other entities, as part of a basin management action plan, to develop onsite sewage treatment and disposal system remediation plans under certain conditions; specifying parameters for selecting priority focus areas for remediation; specifying the parameters for developing and adopting a remediation plan; specifying requirements for the installation, repair, modification, or upgrade of certain onsite sewage treatment and disposal systems; requiring the department to evaluate the need for the creation or improvement of wastewater treatment facilities; authorizing funding; providing criteria for the prioritization of funding for wastewater treatment facilities; requiring the department to develop rules; providing a directive to the Division of Law Revision and Information; providing an effective date.

EXECUTIVE BUSINESS**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy Appointee: Maingot, Michelle, Tampa	10/31/2021
Florida Building Commission Appointee: Dean, Nanette, Ft. Myers	04/05/2021
Florida Citrus Commission Appointees: Hancock, Jonathan Ned, Sebring Martinez, Carlos H., Orlando	05/31/2019 05/31/2018
Board of Trustees of Eastern Florida State College Appointee: Landman, Alan H., Indialantic	05/31/2021
Board of Trustees of College of Central Florida Appointee: Brancato, Joyce, Inglis	05/31/2018
Board of Trustees of Chipola College Appointee: Young, Brandon J., Confidential pursuant to s. 119.071(4), F.S.	05/31/2021
Board of Trustees of Daytona State College Appointee: Dougherty, Sarah, Edgewater	05/31/2021
Board of Trustees of Gulf Coast State College Appointees: Kirvin, Elizabeth M., Apalachicola Warriner, David P., Port St. Joe	05/31/2020 05/31/2021
Board of Trustees of Valencia College Appointee: Johnson, Rosene, Orlando	05/31/2019
Education Practices Commission Appointee: Rowe, Kevin, Ocala	11/27/2021

*Office and Appointment**For Term Ending*

Florida Commission on Human Relations Appointee: Garza, Mario A., Tampa	09/30/2021
Board of Pharmacy Appointee: Mesaros, Jeffrey J., Orlando	10/31/2020

Referred to the Committee on Ethics and Elections.*Office and Appointment**For Term Ending*

Board of Trustees, Florida International University Appointees: Alvarez, Cesar L., Miami Tovar, Rogelio "Roger," Coral Gables	01/06/2023 01/06/2023
Board of Trustees, New College of Florida Appointee: Skestos, George A., Long Boat Key	01/06/2023

Referred to the Committees on Education; and Ethics and Elections.**CO-INTRODUCERS**

Senators Book—SB 890, SB 1498, SB 1612; Brandes—CS for SB 1020; Broxson—SB 1448; Campbell—SB 648; Flores—SB 462; Gainer—SB 1646; Hutson—SB 138, CS for SB 616, CS for SB 1020; Mayfield—SB 1274; Montford—SB 404; Passidomo—SB 1042, SB 1120; Rodriguez—SB 158, CS for SB 384, SB 1038; Rouson—SB 936, SB 1332; Simpson—SB 1200; Stargel—SB 1048; Steube—CS for SB 620, SB 966, SB 1644; Stewart—SB 890, SB 1498; Taddeo—SB 642

SENATE PAGES

January 22-26, 2018

Brandon Beebe, Inverness; Bridget Beebe, Inverness; Rebecca Boreland, Orlando; Alanna Brophy, Valrico; Erin Brophy, Valrico; Silancia Deliverance, Orlando; Jonathan Jean Charles, Miami; Catherine Marinaccio, Ormond Beach; Emma Merlini, Ponte Vedra; Ryan Stogdill, Jupiter; Hannah Troop, Tallahassee; Brooks Wiley, Tallahassee



Journal of the Senate

Number 5—Regular Session

Wednesday, January 24, 2018

CONTENTS

Call to Order	215
Co-Introducers	225
Committee Substitutes, First Reading	221
Executive Business, Reports	221
Motions	219
Reports of Committees	215, 219, 221
Resolutions	215
Special Guests	218
Special Order Calendar	218
Special Recognition	219

CALL TO ORDER

The Senate was called to order by President Negron at 4:00 p.m. A quorum present—36:

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres

PRAYER

The following prayer was offered by LaQuisha Persak, an employee with the Senate Majority Office:

Heavenly Father, we thank you for your continued guidance, protection, support, and mercy. We give you thanks because you have promised never to leave us nor forsake us, and we have the confidence that when we call on your name, you hear us.

Lord, I lift up each Senator in prayer and ask for your continued guidance and wisdom over them as they make important decisions that are in the best interest of the State of Florida. Let your word be a lamp unto their feet and light unto their path. Our prayer is that your will be done in all things and regarding any decision that may come before them.

In 2 Chronicles 18:4, Jehoshaphat gave us a model for prayer before making any big decision. He said, "But before you do anything, ask God for guidance." So, Lord, we are asking. We know that if we ask, we shall receive. Thank you for providing the guidance and the answers to our prayers. Bless each Senator, their families, and every constituent they represent. In your name I pray. Amen.

PLEDGE

Senate Pages, Silancia Deliverance of Orlando; Alanna Brophy of Valrico; Erin Brophy of Valrico; and Emma Merlini of Ponte Vedra, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

REPORTS OF COMMITTEES

The Honorable Joe Negron
President of the Senate
409 The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

January 11, 2018

Dear Mr. President:

The Committee on Rules met on January 11, 2018, and after due consideration respectfully recommends a revision to Rule 1.40 as follows:

1.40 – Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four hours in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity and the proper handling of such issues in the workplace. Senators filling a vacant seat shall complete the course prior to being sworn into office.

Respectfully submitted,

Lizbeth Benacquisto, Chair

On motion by Senator Benacquisto, the report was read and adopted by the required two-thirds vote of the members present and voting.

ADOPTION OF RESOLUTIONS

At the request of Senator Gibson—

By Senator Gibson—

SR 426—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing January 21-23, 2018, as the 24th annual "Delta Days at the Capitol."

WHEREAS, Delta Sigma Theta Sorority, Inc., is a private, not-for-profit organization founded on January 13, 1913, by 22 illustrious collegiate African-American women at Howard University in Washington, D.C., and

WHEREAS, only 6 weeks after its founding, Delta Sigma Theta Sorority, Inc., joined in the women's suffrage movement, demanding rights for women, including the right to vote, a historic endeavor that transformed the role of women in the democratic process, and

WHEREAS, Delta Sigma Theta Sorority, Inc., is a sisterhood of college-educated women committed to implementing the sorority's mission through its Five-Point Program Thrust: economic development, educational development, physical and mental health, political awareness and involvement, and international awareness and involvement, and

WHEREAS, Delta Sigma Theta Sorority, Inc., in 2013 celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, produ-

cing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

WHEREAS, with more than 250,000 college-educated women initiated and more than 900 chapters worldwide, 52 of which are located in Florida and the Bahamas, members of Delta Sigma Theta Sorority, Inc., are clearly focused and visible as corporate and civic leaders, productive public officials, acclaimed academicians, and activists in their own right, and

WHEREAS, for the past 23 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted "Delta Days at the Capitol," where members have a unique opportunity to advocate policies and legislation that will impact every area of the Five-Point Program Thrust; promote leadership, advocacy, and empowerment to effect social change and public policy; advocate for social justice, as well as broaden their knowledge of the state's legislative process; and influence the enactment of legislation of particular interest to African Americans and women, and

WHEREAS, under the leadership of the national president of Delta Sigma Theta Sorority, Inc., Beverly E. Smith, a native of Massillon, Ohio; Southern Regional Director Sandra K. Horton; and Southern Regional Representative Jessica Shotwell, and the 25th National President, Dr. Paulette C. Walker, a resident of Tampa, members of the 52 chapters of Delta Sigma Theta Sorority, Inc., now serving Florida and the Bahamas will converge January 21-23, 2018, in Tallahassee to participate in the 24th annual "Delta Days at the Capitol," and

WHEREAS, Senator Audrey Gibson is an esteemed member of Delta Sigma Theta Sorority, Inc., NOW, THEREFORE,

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

That the Florida Senate commends Delta Sigma Theta Sorority, Inc., for the remarkable contributions the organization has made to the people of this state and recognizes January 21-23, 2018, as the 24th annual "Delta Days at the Capitol."

—was introduced, read, and adopted by publication.

At the request of Senator Stargel—

By Senator Stargel—

SR 1892—A resolution recognizing Florida Polytechnic University for successfully meeting the criteria established by the Legislature in creating it.

WHEREAS, the creation of Florida Polytechnic University was proposed by legislation advanced in the 2012 legislative session, which was approved by the Governor on April 20, 2012, and

WHEREAS, the enacting legislation established criteria to be met by the fledgling university related to academic programs, facilities, administration, student enrollment, and programmatic and institutional accreditation, and

WHEREAS, in August 2014, Florida Polytechnic University opened its doors in Lakeland to an inaugural class of 554 students in the 2014 fall term, and in the 2017 fall term enrolled 1,445 students and employed 225 full-time staff and faculty, and

WHEREAS, Florida Polytechnic University's mission is to catalyze Florida's economic growth through applied science, technology, engineering, and mathematics education and research, and

WHEREAS, Florida Polytechnic University's iconic Innovation, Science, and Technology Building, designed by Santiago Calatrava, was voted by architects as 1 of the 16 most breathtaking buildings in the world, and

WHEREAS, to fulfill its mission of economic development and meeting Florida's workforce needs, Florida Polytechnic University offers degrees in computer engineering, electrical engineering, mechanical engineering, computer science and information technology, advanced technology, and science and technology management, and

WHEREAS, Florida Polytechnic University strives to develop the complete, mature engineer who will remain in Florida through a hands-on curriculum that includes strong fundamentals, effective problem solving and communication skills, and leadership, and

WHEREAS, Florida Polytechnic University works with more than 200 industry partners to identify research projects, grow small-sized to medium-sized businesses, and place students in internships, all of which are graduation requirements, and

WHEREAS, Florida Polytechnic University's successful entrepreneurship program is focused on student activity and involvement and empowers students to explore their ideas and create new business ventures, and

WHEREAS, Florida Polytechnic University students have placed in all entered entrepreneurship competitions, including second place in the Florida Venture Forum and third place in the Governor's Cup Competition, and

WHEREAS, Florida Polytechnic University looks forward to the future with plans to increase enrollment, continue to recruit highly qualified and diverse students, and increase the number of majors and faculty, and

WHEREAS, Florida Polytechnic University graduates are employed in high-skill, high-wage jobs and many are receiving awards and accolades for their achievements in computer engineering, electrical engineering, mechanical engineering, computer science and information technology, advanced technology, and science and technology management, and

WHEREAS, in June 2017, Florida Polytechnic University was accredited by the Southern Association of Colleges and Schools Commission on Colleges, thereby successfully fulfilling the legislative criteria set forth in the enacting legislation, NOW, THEREFORE,

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

That Florida Polytechnic University is recognized for and congratulated on successfully meeting the criteria established by the Legislature in creating it.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida Polytechnic University President Randy K. Avent, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Benacquisto—

By Senator Benacquisto—

SR 1896—A resolution acknowledging the remarkable contributions made to the people of this state by the Junior Leagues of Florida State Public Affairs Committee, and recognizing January 17, 2018, as "Junior Leagues of Florida Day" at the Capitol.

WHEREAS, the Junior Leagues of Florida State Public Affairs Committee (SPAC) coordinates public affairs activities of the Junior Leagues of Florida to assist the member leagues in their public affairs programs, and

WHEREAS, the Junior Leagues of Florida SPAC has served the State of Florida for more than 40 years and boasts 25 member leagues with more than 11,000 members, and

WHEREAS, the Junior Leagues of Florida SPAC is dedicated to monitoring the legislative process and addressing issues of public policy importance to the members of the organization, and

WHEREAS, the Junior Leagues of Florida SPAC recognizes that quality education is essential if the state's students are to become productive members of a global society, and the organization is committed to excellence, equality of access, and safety in schools, and

WHEREAS, the Junior Leagues of Florida SPAC is committed to protecting, preserving, and enhancing the stability and quality of life for all of Florida's youth, and

WHEREAS, the Junior Leagues of Florida SPAC is committed to advocating for better access to quality health care and awareness and prevention programs that improve the mental and physical health of the people of this state, and

WHEREAS, the Junior Leagues of Florida SPAC also is committed to keeping the people of this state safe and supports programs, policies, and educational initiatives that reduce and prevent incidences of harm, and

WHEREAS, the Junior Leagues of Florida SPAC has advocated for issues impacting women and children, including at-risk youth, community safety, domestic violence, human trafficking, increased access to healthy food, improved education, and literacy, NOW, THEREFORE,

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

That the Junior Leagues of Florida State Public Affairs Committee is commended for the remarkable contributions it has made to the people of this state, and January 17, 2018, is recognized as "Junior Leagues of Florida Day" at the Capitol.

—was introduced, read, and adopted by publication.

At the request of Senator Benacquisto—

By Senators Benacquisto and Passidomo—

SR 1898—A resolution recognizing January 23, 2018, as "Florida Gulf Coast University Day" in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida's 10th public university, Florida Gulf Coast University (FGCU), to provide higher education opportunities and workforce development in the previously underserved region of Southwest Florida, and

WHEREAS, FGCU opened its doors to students on August 25, 1997, and held its first commencement in May 1998 with 81 graduates, and

WHEREAS, in August 2017, FGCU celebrated its 20th anniversary, and

WHEREAS, during FGCU's first 20 years, it was led by three outstanding and dynamic presidents: President Roy McTarnaghan, President William C. Merwin, and President Wilson G. Bradshaw, and

WHEREAS, on July 1, 2017, Michael V. Martin, Ph.D., became FGCU's fourth president, expressing a commitment to ensure that students will have a clear pathway to success and to maintain college affordability for all students, and

WHEREAS, FGCU's top priority is student success, which includes an emphasis on providing the necessary academic resources and laboratory facilities to timely completion of degrees from one of its five colleges, by providing relevant programs with an accomplished faculty and dedicated staff to help students prepare for successful careers and meet regional and statewide workforce needs, and

WHEREAS, FGCU has grown into a regional university of nearly 15,000 students and offers 54 undergraduate, 23 graduate, 10 certificate, and 3 doctoral programs, and

WHEREAS, FGCU's pathways to student success have led it to achieve national prominence in academics, environmental sustainability, and student service learning, with more than 2.5 million volunteer hours contributed to the Southwest Florida community since 1997, and

WHEREAS, FGCU emphasizes innovative and interdisciplinary learning, using the region as a living laboratory while offering students diverse opportunities to participate in meaningful research led by their professors, and

WHEREAS, FGCU has established the Institute of Entrepreneurship, bringing engineering and business students together to develop products and business plans in a real-world setting, and providing learning opportunities that will enhance the university's science, technology, engineering, and mathematics (STEM) education and sustainability initiatives, and

WHEREAS, FGCU serves as a cultural hub for the region, offering a wealth of enrichment opportunities that include the visual arts, music, theater, and public radio and television, and

WHEREAS, FGCU's athletics programs continue to be a growing source of pride for loyal fans, with student-athletes continuing to demonstrate their academic strengths by earning an average GPA of 3.27, and

WHEREAS, the collegiate experience continues to enrich the lives of FGCU students through "The FGCU Effect" and the university's longstanding commitment to promoting racial, ethnic, and cultural diversity on campus, NOW, THEREFORE,

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

That January 23, 2018, is recognized as "Florida Gulf Coast University Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Michael V. Martin, Ph.D., president of Florida Gulf Coast University, as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

At the request of Senator Simmons—

By Senators Simmons, Stewart, Baxley, Bracy and Stargel—

SR 1904—A resolution commending the extraordinary achievements of the faculty, staff, administration, and students of the University of Central Florida and President John C. Hitt, Ph.D., and recognizing January 24, 2018, as "University of Central Florida Day" in Florida.

WHEREAS, founded in 1963, the University of Central Florida (UCF) is located in Orlando and, during the 2016-2017 academic year, with its 13 colleges, provided educational opportunities to 64,318 students from all 50 states and 153 countries, and

WHEREAS, during that academic year, UCF had 289 enrolled National Merit Scholars and boasted a freshman class with an average SAT score of 1,262 and an average high school weighted grade point average of 4.02, and

WHEREAS, UCF now awards more than 15,000 degrees annually, more than any other public university in the nation, and

WHEREAS, in the 2015-2016 academic year, UCF awarded 2,317 baccalaureate degrees in STEM fields, and, each year, more than 20,000 students gain practical experience through co-ops, internships, and service-learning projects, and

WHEREAS, UCF has a diverse student body, with a 44.6 percent minority population and a 23.8 percent Hispanic population, and

WHEREAS, on January 1, 2018, the UCF Knights football team completed a perfect season with a 34-27 win over Auburn University in the Chick-fil-A Peach Bowl, the only team to go undefeated in the 2017 collegiate football season, and

WHEREAS, in March 1992, John C. Hitt, Ph.D., became UCF's fourth president, and at that time the university's enrollment ranked fifth in Florida and 115th in the nation, and

WHEREAS, Dr. Hitt oversaw the establishment of the UCF College of Medicine in 2006, and it has attracted some of the nation's top students and faculty members and will soon be joined by a university hospital being developed in partnership with the Hospital Corporation of America, the nation's largest hospital company, and

WHEREAS, Dr. Hitt has been recognized as one of the most innovative university presidents in America, and UCF now ranks alongside Harvard, Stanford, and Duke as one of the nation's most innovative universities, according to *U.S. News & World Report's Best Colleges of 2018*, and

WHEREAS, under Dr. Hitt's leadership, enrollment at UCF has tripled, making it the largest university in Florida and one of the largest in the United States, and

WHEREAS, most importantly, over the course of the past 26 years, Dr. Hitt has overseen tremendous gains in the quality of academic programs, faculty, and students and in the development of UCF as a major metropolitan research university of global impact, and the university has launched more than \$1 billion in new construction, and

WHEREAS, Dr. Hitt will retire on June 30, 2018, after more than 26 transformative years as UCF president, NOW, THEREFORE,

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

That the extraordinary achievements of the faculty, staff, administration, and students of the University of Central Florida and President John C. Hitt, Ph.D., are commended, and January 24, 2018, is recognized as "University of Central Florida Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Central Florida President John C. Hitt, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL GUESTS

Senator Simmons introduced Dr. John Hitt, President of the University of Central Florida, who was present in the chamber.

Senator Bracy recognized his sister, LaVon Bracy, who was present in the gallery.

SPECIAL ORDER CALENDAR

On motion by Senator Bradley—

CS for SB 370—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; prohibiting moneys from the Land Acquisition Trust Fund from being used for specified costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 370** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

SB 146—A bill to be entitled An act relating to appointment of attorneys for dependent children with special needs; providing a short title; amending s. 39.01305, F.S.; requiring the payment of due process costs of litigation of all pro bono attorneys appointed to represent dependent children with certain special needs, subject to appropriations and review for reasonableness; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 146** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

SB 192—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or au-

thority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 192** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

CS for CS for SB 140—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 140** was placed on the calendar of Bills on Third Reading.

On motion by Senator Thurston—

SB 472—A bill to be entitled An act relating to the National Statuary Hall; requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune; providing that the act is an official request to the Joint Committee on the Library of Congress; requiring the Department of State to deliver copies of the act to certain persons on the act's effective date; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (965934) (with title amendment)—Delete line 88 and insert:

Collection with a statue of Mary McLeod Bethune. Contingent upon such approval by the Joint Committee on the Library of Congress, ownership of the statue of General Edmund Kirby Smith shall transfer to the state in accordance with 2 U.S.C. s. 2132(d). The Division of Cultural Affairs of the Department of State shall take possession of the returned statue, and make the statue available for public display.

And the title is amended as follows:

Delete line 7 and insert: Bethune; providing for the transfer of ownership of the statue of General Edmund Kirby Smith to the state; requiring the Division of Cultural Affairs of the Department of State to take possession of the statue and make available for public display; providing that the act is an official request

Pursuant to Rule 4.19, **SB 472**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hutson—

SB 186—A bill to be entitled An act relating to the resign-to-run law; amending s. 99.012, F.S.; requiring an officer who qualifies for federal public office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; prescribing requirements for the written resignation; providing for an automatic irrevocable resignation in the event of noncompliance; specifying that a resignation creates a vacancy in office; revising an exception to the resign-to-run law; amending s. 121.121, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (732966)—Delete lines 69-71 and insert:

~~(8)(7) Subsections (3) and (4) do not apply to persons holding any federal office or seeking the office of President or Vice President. Subsection (4) does not apply to an elected officer if the term of the office that he or she presently holds is scheduled to expire and be filled by election in the same primary and general election period as the federal office he or she is seeking.~~

Pursuant to Rule 4.19, **SB 186**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

CS for CS for SB 98—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; authorizing the Financial Services Commission to adopt certain rules; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for insureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendment which was adopted:

Amendment 1 (450052)—Delete lines 189-199 and insert:
adversely affected the insured;

(d) A preceding prescription drug or medical treatment is not in the best interest of the insured because the insured's use of such drug or treatment is expected to:

- 1. Cause a significant barrier to the insured's adherence to or compliance with the insured's plan of care;*
- 2. Worsen an insured's medical condition that exists simultaneously but independently with the condition under treatment; or*
- 3. Decrease the insured's ability to achieve or maintain his or her ability to perform daily activities; or*

(e) A preceding prescription drug is an opioid, and the protocol exception request is for a nonopioid prescription drug or treatment with a likelihood of similar or better results.

Pursuant to Rule 4.19, **CS for CS for SB 98**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for SB 118—A bill to be entitled An act relating to the visitation of schools by state legislators; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 118** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

CS for CS for SB 568—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising penalties; providing an effective date.

—was read the second time by title.

Senator Young moved the following amendment which was adopted:

Amendment 1 (752890)—Delete line 38 and insert:
transmission to a consumer, business, or donor or potential donor who has

Pursuant to Rule 4.19, **CS for CS for SB 568**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Bradley, Senate Rule 2.39 was waived for all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, January 31, 2018:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, January 29, 2018.
- The deadline for filing adhering amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, January 30, 2018.
- All amendments to the General Appropriations Bill must be balanced as explained.

SPECIAL RECOGNITION

Senator Benacquisto recognized Senator Bean and wished him a happy birthday. Senator Bean's birthday is tomorrow.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, January 24, 2018: CS for SB 370, SB 146, SB 192, CS for CS for SB 140, SB 472, SB 186, CS for CS for SB 98, CS for SB 118, CS for CS for SB 568.

Respectfully submitted,

Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1758

The Committee on Health Policy recommends the following pass: SB 954

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends the following pass: SB 112

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

The Committee on Banking and Insurance recommends the following pass: SB 894

The Committee on Regulated Industries recommends the following pass: SB 1114

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

The Committee on Banking and Insurance recommends the following pass: SB 738

The Committee on Community Affairs recommends the following pass: SB 1026

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

The Committee on Community Affairs recommends the following pass: SB 1348

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

The Committee on Banking and Insurance recommends the following pass: SB 314

The Committee on Community Affairs recommends the following pass: SB 720; CS for SB 876

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 52; SB 806; SB 988; CS for SB 1216

The Committee on Health Policy recommends the following pass: SB 162

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

The Committee on Community Affairs recommends the following pass: SB 1632

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 936

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 448

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends committee substitutes for the following: SB 1252; SB 1876

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 732; SB 1172; SB 1434; SB 1756

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1244

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 858

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

The Committee on Education recommends a committee substitute for the following: SB 1548

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 820

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1240

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 394

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

The Committee on Health Policy recommends a committee substitute for the following: SB 514

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

The Committee on Health Policy recommends a committee substitute for the following: SB 164

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

The Committee on Banking and Insurance recommends the following not pass: SB 518

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 800; CS for SB 960

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 1130

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on the Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governing Board:

Office and Appointment

For Term Ending

Executive Director of South Florida Water Management District

Appointee: Marks, Ernie III

Pleasure of the Board

Executive Director of Suwannee River Water Management District

Appointee: Thomas, Hugh L.

Pleasure of the Board

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 164—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term “mammography”; amending s. 404.22, F.S.; conforming a change made by the act; creating s. 402.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Bracy—

CS for SB 394—A bill to be entitled An act relating to fire safety; amending s. 633.408, F.S.; requiring the Division of State Fire Marshal to establish specified courses as a part of firefighter and volunteer firefighter training and certification; amending s. 633.508, F.S.; specifying the division's authority to adopt rules for training related to cancer and mental health risks within the fire service; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Brandes—

CS for SB 448—A bill to be entitled An act relating to the Agency for State Technology; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the agency in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing the state data center within the agency to extend, up to a specified

timeframe, certain service-level agreements; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement for a service-level agreement to provide a certain termination notice to the agency; requiring the state data center to plan, design, and conduct certain testing, if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Young—

CS for SB 514—A bill to be entitled An act relating to transplant of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish an educational pamphlet which contains certain information on the risks and benefits of transplants; requiring the department to notify physicians of the availability of the pamphlet; providing an effective date.

By the Committee on Education; and Senator Baxley—

CS for SB 732—A bill to be entitled An act relating to K-12 education; amending s. 1002.41, F.S.; specifying that a home education program is not a school district program and is registered with the district school superintendent only for the purpose of complying with the state's attendance requirements; revising the content requirements of a notice of enrollment of a student in a home education program; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student's parent unless such action is necessary for a school district program; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child's age from children enrolled in specified schools and programs; amending s. 1003.26, F.S.; revising reporting requirements for specified issues relating to compulsory school attendance; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1006.15, F.S.; revising the standards required for a home education student to participate in extracurricular activities; amending s. 1007.271, F.S.; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; amending s. 1007.35, F.S.; updating terminology; requiring the Department of Education to provide certain teacher and student ACT and PreACT information for the evaluation of certain services and activities; amending s. 1002.385, F.S.; conforming cross-references; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Powell—

CS for SB 820—A bill to be entitled An act relating to firesafety inspectors; creating s. 633.217, F.S.; prohibiting certain actions to influence a firesafety inspector to violate the Florida Fire Prevention Code, other rules of the State Fire Marshal, or ch. 633, F.S.; providing criminal penalties; providing an effective date.

By the Committee on Community Affairs; and Senators Steube, Mayfield, and Taddeo—

CS for SB 858—A bill to be entitled An act relating to time observances; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; directing the Legislature to submit a request to the Secretary of the United States De-

partment of Transportation to redesignate portions of the state in the Central Time Zone into the Eastern Time Zone; specifying requirements for the request; providing an effective date.

By the Committee on Criminal Justice; and Senators Powell and Rouson—

CS for SB 936—A bill to be entitled An act relating to juvenile justice; amending s. 985.556, F.S.; deleting provisions requiring that a state attorney request the court to transfer and certify a child for prosecution as an adult under certain circumstances; revising the factors that a court must consider when determining whether a child should be transferred to adult court; amending s. 985.557, F.S.; eliminating discretionary direct filing for children of specified ages; revising the list of crimes for which children of specified ages who are charged with committing, attempting to commit, or conspiring to commit may have an information filed against them by a state attorney; requiring specified information to be included in certain orders; requiring chief judges of the judicial circuits to periodically collect and report certain data to the Department of Juvenile Justice; deleting provisions requiring that a child be prosecuted as an adult if the child committed or attempted to commit specified crimes; deleting provisions relating to sentencing a child who commits or attempts to commit specified crimes; requiring children of certain ages who are convicted and sentenced to the Department of Corrections to be kept completely separated from adult offenders in the facility; authorizing a child who is transferred to adult court to request, in writing, a hearing before the court to determine whether he or she shall remain in adult court; requiring the court to consider specified facts in determining whether the public safety would be served by retaining jurisdiction; authorizing the court to transfer a child back to a juvenile court; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; requiring the department, beginning on a specified date, to collect specified information relating to children who qualify for prosecution as adults and children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period and provide such report to the Governor and Legislature by a specified date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report analyzing certain data and provide such report to the Governor and Legislature by a specified date; amending s. 985.56, F.S.; providing a minimum age limit for children who are subject to the jurisdiction of a court if they are charged with a violation punishable by death or life imprisonment; prohibiting the transfer of a child to adult court until his or her competency is restored in certain circumstances; providing for the tolling of time limits for specified purposes; making technical changes; amending s. 985.565, F.S.; revising the criteria to be used in determining whether to impose juvenile or adult sanctions; deleting provisions requiring the sentencing of children who commit offenses punishable by death or life imprisonment or other specified offenses; conforming provisions to changes made by the act; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.15, F.S.; conforming provisions to changes made by the act; amending s. 985.265, F.S.; authorizing, rather than requiring, a court to order a child to be housed in an adult detention facility in certain circumstances; reenacting s. 985.26(2)(c), F.S., relating to the definition of the term “disposition,” to incorporate the amendments made to ss. 985.557 and 985.56, F.S., in references thereto; reenacting s. 985.514(3), F.S., relating to responsibility for cost of care and fees, to incorporate the amendment made to s. 985.565, F.S., in a reference thereto; providing an effective date.

By the Committee on Education; and Senator Galvano—

CS for SB 1172—A bill to be entitled An act relating to the Hope Scholarship Program; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; defining terms; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a principal to provide copies of a report of physical violence or emotional abuse to certain individuals within a specified timeframe; requiring the principal to investigate such incidents; requiring a school district to notify an eligible student's parent of the program under certain circumstances; requiring

a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing Department of Education obligations relating to participating students and private schools and program requirements; providing Commissioner of Education obligations; requiring the commissioner to deny, suspend, or revoke a private school's participation in the program or the payment of scholarship funds under certain circumstances; defining the term “owner or operator”; providing a process for review of a decision from the commissioner under certain circumstances; providing for the release of personally identifiable student information under certain circumstances; providing parent and student responsibilities for initial and continued participation in the program; providing nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting a nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing reporting requirements for nonprofit scholarship-funding organizations relating to taxpayer contributions; providing penalties; providing for the restitution of specified funds under certain circumstances; providing the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education to adopt rules to administer the program; creating s. 212.1832, F.S.; authorizing certain persons to elect to direct certain state sales and use tax revenue to be transferred to a nonprofit scholarship-funding organization for the Hope Scholarship Program; amending s. 1002.01, F.S.; revising and defining terms; amending s. 1002.20; updating educational options and terminology; amending s. 1003.01, F.S.; redefining the term “regular school attendance”; amending ss. 1002.385, 1002.39, 1002.395, and 1003.26, F.S.; conforming cross-references and provisions to changes made by the act; updating terminology; repealing ch. 623, F.S., relating to private school corporations, on a specified date; amending s. 212.08, F.S.; conforming a cross-reference; repealing s. 1002.43, F.S., relating to private tutoring programs; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing effective dates.

By the Committee on Governmental Oversight and Accountability; and Senator Mayfield—

CS for SB 1240—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; authorizing certain employees to elect to participate in the Florida Retirement System during a specified period; requiring membership in the system under certain circumstances; amending s. 121.091, F.S.; revising limitations on the maximum length of participation in the Deferred Retirement Option Program for certain instructional personnel and administrative personnel; requiring an employer to notify the Division of Retirement of the Department of Management Services regarding any change in termination date and program participation for each affected member; providing a statement of important state interest; providing effective dates.

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1244—A bill to be entitled An act relating to growth management; amending s. 165.0615, F.S.; adding a minimum population standard as a criteria that must be met before qualified electors of an independent special district commence a certain municipal conversion proceeding; amending s. 380.06, F.S.; revising the statewide guidelines and standards for developments of regional impact; deleting criteria that the Administration Commission is required to consider in adopting its guidelines and standards; revising provisions relating to the application of guidelines and standards; revising provisions relating to variations and thresholds for such guidelines and standards; deleting provisions relating to the issuance of binding letters; specifying that

previously issued letters remain valid unless previously expired; specifying the procedure for amending a binding letter of interpretation; specifying that previously issued clearance letters remain valid unless previously expired; deleting provisions relating to authorizations to develop, applications for approval of development, concurrent plan amendments, preapplication procedures, preliminary development agreements, conceptual agency review, application sufficiency, local notice, regional reports, and criteria for the approval of developments inside and outside areas of critical state concern; revising provisions relating to local government development orders; specifying that amendments to a development order for an approved development may not alter the dates before which a development would be subject to downzoning, unit density reduction, or intensity reduction, except under certain conditions; removing a requirement that certain conditions of a development order meet specified criteria; specifying that construction of certain mitigation-of-impact facilities is not subject to competitive bidding or competitive negotiation for selection of a contractor or design professional; removing requirements relating to local government approval of developments of regional impact that do not meet certain requirements; removing a requirement that the Department of Economic Opportunity and other agencies cooperate in preparing certain ordinances; authorizing developers to record notice of certain rescinded development orders; specifying that certain agreements regarding developments that are essentially built out remain valid unless previously expired; deleting requirements for a local government to issue a permit for a development subsequent to the buildout date contained in the development order; specifying that amendments to development orders do not diminish or otherwise alter certain credits for a development order exaction or fee against impact fees, mobility fees, or exactions; deleting a provision relating to the determination of certain credits for impact fees or extractions; deleting a provision exempting a nongovernmental developer from being required to competitively bid or negotiate construction or design of certain facilities except under certain circumstances; specifying that certain capital contribution front-ending agreements remain valid unless previously expired; deleting a provision relating to local monitoring; revising requirements for developers regarding reporting to local governments and specifying that such reports are not required unless required by a local government with jurisdiction over a development; revising the requirements and procedure for proposed changes to a previously approved development of regional impact and deleting rulemaking requirements relating to such procedure; revising provisions relating to the approval of such changes; specifying that certain extensions previously granted by statute are still valid and not subject to review or modification; deleting provisions relating to determinations as to whether a proposed change is a substantial deviation; deleting provisions relating to comprehensive development-of-regional-impact applications and master plan development orders; specifying that certain agreements that include two or more developments of regional impact which were the subject of a comprehensive development-of-regional-impact application remain valid unless previously expired; deleting provisions relating to down-town development authorities; deleting provisions relating to adoption of rules by the state land planning agency; deleting statutory exemptions from development-of-regional-impact review; specifying that an approval of an authorized developer for an areawide development of regional impact remains valid unless previously expired; deleting provisions relating to areawide developments of regional impact; deleting an authorization for the state land planning agency to adopt rules relating to abandonment of developments of regional impact; requiring local governments to file a notice of abandonment under certain conditions; deleting an authorization for the state land planning agency to adopt a procedure for filing such notice; requiring a development-of-regional-impact development order to be abandoned by a local government under certain conditions; deleting a provision relating to abandonment of developments of regional impact in certain high-hazard coastal areas; authorizing local governments to approve abandonment of development orders for an approved development under certain conditions; deleting a provision relating to rights, responsibilities, and obligations under a development order; deleting partial exemptions from development-of regional-impact review; deleting exemptions for dense urban land areas; specifying that proposed developments that exceed the statewide guidelines and standards and that are not otherwise exempt be approved by local governments instead of through specified development-of-regional-impact proceedings; amending s. 380.061, F.S.; specifying that the Florida Quality Developments program only applies to previously approved developments in the program before the effective date of the act; specifying a process for local gov-

ernments to adopt a local development order to replace and supersede the development order adopted by the state land planning agency for the Florida Quality Developments; deleting program intent, eligibility requirements, rulemaking authorizations, and application and approval requirements and processes; deleting an appeals process and the Quality Developments Review Board; amending s. 380.0651, F.S.; deleting provisions relating to the superseding of guidelines and standards adopted by the Administration Commission and the publishing of guidelines and standards by the Administration Commission; conforming a provision to changes made by the act; specifying exemptions and partial exemptions from development-of-regional-impact review; deleting provisions relating to determining whether there is a unified plan of development; deleting provisions relating to the circumstances where developments should be aggregated; deleting a provision relating to prospective application of certain provisions; deleting a provision authorizing state land planning agencies to enter into agreements for the joint planning, sharing, or use of specified public infrastructure, facilities, or services by developers; deleting an authorization for the state land planning agency to adopt rules; amending s. 380.07, F.S.; deleting an authorization for the Florida Land and Water Adjudicatory Commission to adopt rules regarding the requirements for developments of regional impact; revising when a local government must transmit a development order to the state land planning agency, the regional planning agency, and the owner or developer of the property affected by such order; deleting a process for regional planning agencies to undertake appeals of development-of-regional-impact development orders; revising a process for appealing development orders for consistency with a local comprehensive plan to be available only for developments in areas of critical state concern; deleting a procedure regarding certain challenges to development orders relating to developments of regional impact; amending s. 380.115, F.S.; deleting a provision relating to changes in development-of-regional-impact guidelines and standards and the impact of such changes on vested rights, duties, and obligations pursuant to any development order or agreement; requiring local governments to monitor and enforce development orders and prohibiting local governments from issuing permits, approvals, or extensions of services if a developer does not act in substantial compliance with an order; deleting provisions relating to changes in development of regional impact guidelines and standards and their impact on the development approval process; amending s. 125.68, F.S.; conforming a cross-reference; amending s. 163.3245, F.S.; conforming cross-references; conforming provisions to changes made by the act; revising the circumstances in which applicants who apply for master development approval for an entire planning area must remain subject to a master development order; specifying an exception; deleting a provision relating to the level of review for applications for master development approval; amending s. 163.3246, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 189.08, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; amending s. 190.005, F.S.; conforming cross-references; amending ss. 190.012 and 252.363, F.S.; conforming cross-references; amending s. 369.303, F.S.; conforming a provision to changes made by the act; amending ss. 369.307, 373.236, and 373.414, F.S.; conforming cross-references; amending s. 378.601, F.S.; conforming a provision to changes made by the act; repealing s. 380.065, F.S., relating to a process to allow local governments to request certification to review developments of regional impact that are located within their jurisdictions in lieu of the regional review requirements; amending ss. 380.11 and 403.524, F.S.; conforming cross-references; repealing specified rules regarding uniform review of developments of regional impact by the state land planning agency and regional planning agencies; repealing the rules adopted by the Administration Commission regarding whether two or more developments, represented by their owners or developers to be separate developments, shall be aggregated; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Health Policy; and Senator Passidomo—

CS for SB 1252—A bill to be entitled An act relating to distributing pharmaceutical drugs and devices; amending s. 465.027, F.S.; revising an exception to pharmacy regulations for certain manufacturers and distributors of dialysis drugs or supplies; providing an effective date.

By the Committee on Education; and Senator Passidomo—

CS for SB 1434—A bill to be entitled An act relating to K-12 education enhancements; amending s. 1002.333, F.S.; redefining the terms “persistently low-performing school” and “school of hope”; revising the contents of a school of hope notice of intent and performance-based agreement; revising school of hope facility requirements; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; requiring the State Board of Education to provide awards to all eligible schools that meet certain requirements; conforming cross-references; creating s. 1002.334, F.S.; defining the term “franchise model school”; authorizing specified schools to use a franchise model school as a turnaround option; specifying requirements for a franchise model school principal; amending s. 1002.395, F.S.; revising student eligibility criteria for the Florida Tax Credit Scholarship Program; specifying priority levels for the scholarships; amending s. 1007.273, F.S.; defining the term “structured program”; providing additional options for students participating in a structured program; prohibiting a district school board from limiting the number of public school students who may participate in a structured program; revising contract requirements; requiring each district school board to annually notify students in certain grades of certain information about the structured program, by a specified date; revising provisions relating to funding; requiring the state board to enforce compliance with certain provisions by a specified date each year; providing reporting requirements; amending s. 1008.33, F.S.; revising the turnaround options available for certain schools; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; providing that implementation plans may include certain models; providing requirements for implementation plans; providing for the allocation of funds in specified fiscal years; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities that receive such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1011.71, F.S.; increasing the amount that a school district may expend from a specified millage levy for certain expenses; amending s. 1012.732, F.S.; specifying that a franchise model school principal is eligible to receive a Florida Best and Brightest Principal scholarship; requiring specified awards for eligible principals; amending s. 1013.62, F.S.; prohibiting a charter school from being eligible for capital outlay funds unless the chair of the governing board and the chief administrative officer of the charter school annually certify certain information; revising the Department of Education’s calculation methodology for a school district’s distribution of discretionary millage to its eligible charter schools; providing an effective date.

By the Committee on Education; and Senator Book—

CS for SB 1548—A bill to be entitled An act relating to K-12 student safety; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to be in a specified format; amending s. 1011.62, F.S.; prohibiting certain teachers from receiving bonuses related to specified FTE student membership calculations; authorizing the State Board of Education to adopt rules for rescinding certain certifications or grades; amending s. 1012.315, F.S.; providing that certain persons are ineligible for employment in a school district under specified circumstances; amending s. 1012.36, F.S.; providing that certain persons are not exempt from specified certification requirements; amending s. 1012.56, F.S.; requiring certified educators to inform their employers within a specified time period after being arrested for, rather than convicted of, certain offenses; authorizing the Department of Education to deny applicants for certification if the applicant could be disciplined by the Education Practices Commission; authorizing the commission to impose specified penalties on such applicants under certain circumstances; amending s. 1012.57, F.S.; providing that an adjunct teaching certificate does not fulfill specified certification requirements; amending s. 1012.795, F.S.; authorizing the commission to take certain actions against persons who

meet specified criteria; amending s. 1012.796, F.S.; requiring certified educators who are placed on probation to immediately notify a specified officer upon separation from, rather than termination of, employment; providing an effective date.

By the Committee on Education; and Senator Simmons—

CS for SB 1756—A bill to be entitled An act relating to school accountability; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s. 1002.20, F.S.; updating terminology; amending s. 1002.385, F.S.; revising requirements for private schools that participate in the Gardiner Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.39, F.S.; revising the purpose of department site visits at private schools participating in the John M. McKay Scholarships for Students with Disabilities Program; authorizing the department to make followup site visits at any time to certain private schools; requiring participating private schools to provide a specified report from an independent certified public accountant under certain circumstances; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; amending s. 1002.395, F.S.; revising obligations of eligible nonprofit scholarship-funding organizations participating in the Florida Tax Credit Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; revising the purpose of department site visits at private schools participating in the Florida Tax Credit Scholarship Program; authorizing the department to make followup site visits at any time to certain private schools; amending s. 1002.421, F.S.; requiring a private school to employ or contract with teachers who meet certain qualifications and provide information about such qualifications to the department and parents; revising the conditions under which a private school employee may be exempted from background screening requirements; specifying that a private school is ineligible to participate in certain scholarship programs under certain circumstances; requiring the department to annually visit certain private schools; authorizing the department to make certain follow-up site visits at any time; requiring the Division of State Fire Marshal to annually provide the department with fire safety inspection reports for certain private schools; requiring that certain private schools provide the department with a report from an independent certified public accountant under certain circumstances; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; providing an effective date.

By the Committee on Health Policy; and Senator Young—

CS for SB 1876—A bill to be entitled An act relating to trauma services; amending s. 395.402, F.S.; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an additional Level I trauma center in a trauma service area where a Level I trauma center currently exists, from designating an existing Level II trauma center as a pediatric trauma center, and from designating an existing Level II trauma center as a Level I trauma center; reducing the total number of trauma centers authorized in this state; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; requiring the council to review specified materials; authorizing the council to submit certain recommendations to the department; providing membership of the council; requiring the council to meet no later than a specified date and to meet annually; requiring the council to submit by a specified date, and biennially thereafter, a report to the Legislature and the Governor which must assess whether an increase in the number of trauma centers within each trauma service area is recommended based on certain factors; requiring the report to include specified information; amending s. 395.4025, F.S.; conforming provi-

sions to changes made by the act; requiring the department to select and designate certain hospitals as trauma centers based on statutory capacity; prohibiting the department from accepting a letter of intent or designating a trauma center unless a specified number of patients have been served by an existing Level I trauma center in the same or in a contiguous trauma service area; revising the department's review process for hospitals seeking designation as a trauma center; providing that a proposed trauma center must be ready to operate by a specified date; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting the applicant from operating as a trauma center until a final evaluation has been completed by the department; requiring a specified review team to make onsite visits to all existing trauma centers within a certain timeframe; authorizing the department to designate a trauma center that is in compliance with specified requirements; deleting a provision authorizing an applicant to request an extension of its provisional status; deleting the date by which the department must select trauma centers; prohibiting an applicant from operating as a trauma center unless it has been designated and certain requirements are met; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards are deemed to have met application and operational requirements; providing that certain currently operating trauma centers are eligible to be designated as trauma centers by the department if certain criteria are

met; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of January 11, January 17, and January 23 were corrected and approved.

CO-INTRODUCERS

Senators Brandes—CS for SB 876; Braynon—SB 1200; Farmer—SB 890; Garcia—SB 1200; Gibson—CS for SB 370; Perry—SB 952, SB 1576; Rouson—SB 1200; Young—SB 190

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 4:53 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, January 31 or upon call of the President.



Journal of the Senate

Number 6—Regular Session

Tuesday, January 30, 2018

CONTENTS

Co-Introducers	237
Committee Substitutes, First Reading	228
Executive Business, Appointments	237
Reference Changes, Rule 4.7(2)	235
Reports of Committees	226, 228
Senate Pages	237

REPORTS OF COMMITTEES

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1500

The Committee on Health Policy recommends the following pass: SB 492

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

The Committee on Criminal Justice recommends the following pass: SB 1318; SB 1440

The Committee on Judiciary recommends the following pass: SB 866; SB 1424

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Agriculture recommends the following pass: SB 1592

The bill was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 190

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends the following pass: CS for SB 280; SB 1184

The Committee on Judiciary recommends the following pass: SB 18; SB 42; SB 44

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 1064; SB 1526; SB 1528

The bills were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 824; SB 856; SB 996; SB 1306; SB 1532

The bills were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Judiciary recommends the following pass: SB 14; SB 40

The Committee on Transportation recommends the following pass: SB 818; SB 1472

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 270

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

The Committee on Banking and Insurance recommends the following pass: SB 1302

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 508

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

The Committee on Judiciary recommends the following pass: SB 36

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

The Committee on Banking and Insurance recommends the following pass: SB 1316

The Committee on Health Policy recommends the following pass: SB 1862

The Committee on Transportation recommends the following pass: SB 918; SB 1482

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

The Committee on Appropriations recommends the following pass: CS for SB 8; CS for SB 520

The Committee on Banking and Insurance recommends the following pass: SB 478; SB 676

The Committee on Commerce and Tourism recommends the following pass: CS for SB 416; SB 640; SB 756

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 170; CS for SB 906; SB 7010; SB 7012

The Committee on Health Policy recommends the following pass: CS for SB 562

The Committee on Judiciary recommends the following pass: CS for SB 298; CS for SB 928

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SR 550

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

The Committee on Appropriations recommends the following pass: SB 222; SB 498

The Committee on Rules recommends the following pass: CS for SB 276; CS for SB 374; CS for SB 566; SB 608; SB 660; CS for SB 962

The bills were placed on the Calendar.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 776

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 310

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1218; SB 1780

The Committee on Judiciary recommends a committee substitute for the following: SB 1396

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1412

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1788; SB 1790

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 1436

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 712

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1292

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 762

The Committee on Regulated Industries recommends a committee substitute for the following: SB 526

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 900

The Committee on Judiciary recommends committee substitutes for the following: SB 536; SB 908

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1680

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1880

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1650

The Committee on Criminal Justice recommends a committee substitute for the following: SB 862

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1168

The Committee on Criminal Justice recommends a committee substitute for the following: SB 860

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 300

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1598

The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 746

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1586

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 1052

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 970; SB 1048

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1466

The Committee on Regulated Industries recommends a committee substitute for the following: CS for CS for SB 296

The Committee on Transportation recommends a committee substitute for the following: CS for SB 664

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 540

The Committee on Rules recommends committee substitutes for the following: SB 522; SB 560

The bills with committee substitute attached were placed on the Calendar.

The Special Master on Claim Bills recommends the following not pass: SB 46

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends the following pass: SB 950

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: SB 168; CS for SB 740; SB 1370

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

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 138

The Appropriations Subcommittee on the Environment and Natural Resources recommends committee substitutes for the following: SB 872; SB 1132

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 90; SB 160

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Regulated Industries; Commerce and Tourism; and Regulated Industries; and Senator Brandes—

CS for CS for CS for SB 296—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; providing limitations on retail sales by a craft distillery to consumers; deleting a provision that prohibits a craft distillery from selling more than six individual containers of a branded product to a consumer; providing that it is unlawful to transfer a distillery license, or ownership in a distillery license, for certain distilleries to certain individuals or entities; prohibiting a craft distillery from having its ownership affiliated with certain other distilleries; authorizing a craft distillery to transfer distilled spirits from certain locations to its souvenir gift shop; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Rouson and Campbell—

CS for SB 300—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 112.31895, F.S.; revising the length of time by which receipt of the complaint must be acknowledged and copies thereof provided to named parties; revising the commission’s duties with respect to the process of fact finding regarding an allegation of a prohibited personnel action; revising the timeframes by which the commission must terminate an investigation following the receipt of the fact-finding report or the failure of an agency to implement corrective action recommendations; revising the length of time by which a complainant may file a complaint with the Public Employees Relations Commission following termination of the Florida Commission on Human Relations’ investigation; amending s. 760.03, F.S.; revising what constitutes a quorum for commission meetings and panels thereof; amending s. 760.065, F.S.; revising the number of persons the commission must annually recommend to the Governor for inclusion in the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; requiring the commission to provide notice to an aggrieved person under certain circumstances; providing notice requirements; requiring a certain civil action brought by an aggrieved person to commence within a specified timeframe; amending s. 760.29, F.S.; deleting provisions requiring a facility or community claiming an exemption under the Fair Housing Act to register with the commission; amending s. 760.31, F.S.; removing a requirement for commission rules, to conform to changes made by the act; amending s. 760.60, F.S.; removing the requirement that the commission or the Attorney General investigate alleged discriminatory practices of a club within a specified timeframe; revising the timeframe by which a complainant or the Attorney General may commence a civil action in response to discriminatory practices of a club; providing an effective date.

By the Committee on Criminal Justice; and Senators Steube and Baxley—

CS for SB 310—A bill to be entitled An act relating to threats to kill or do great bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do great bodily injury in a writing or other record and transmitting that threat in any manner that would allow another person to view the threat; deleting requirements that a threat be sent to a specific recipient to be prohibited; revising a criminal penalty; amending s. 921.0022, F.S.; revising the ranking of the offense of making written threats to kill or do great bodily injury on the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 794.056(1) and 938.085, F.S., relating to the Rape Crisis Program Trust Fund and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made to s. 836.10, F.S., in references thereto; providing an effective date.

By the Committee on Rules; and Senator Bean—

CS for SB 522—A bill to be entitled An act relating to incarcerated parents; creating s. 39.6021, F.S.; requiring the Department of Children and Families to obtain specified information from a facility where a parent is incarcerated under certain circumstances; providing an exception; requiring that a parent who is incarcerated be included in case planning and provided with a copy of the case plan; providing requirements for case plans; specifying that the incarcerated parent is responsible for complying with facility procedures and policies to access services or maintain contact with his or her children as provided in the case plan; requiring the parties to the case plan to move to amend the case plan if a parent becomes incarcerated after a case plan has been developed and the parent's incarceration has an impact on permanency for the child; requiring that the case plan include certain information if the incarcerated parent is released before it expires and if appropriate; requiring the department to include certain information in the case plan if the incarcerated parent does not participate in its preparation; providing construction; providing an effective date.

By the Committee on Regulated Industries; and Senators Brandes and Bracy—

CS for SB 526—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the Division of Florida Condominiums, Timeshares, and Mobile Homes to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the Department of Business and Professional Regulation; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms “restricted barber” and “restricted barbering”; amending s. 476.114, F.S.; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; revising a definition; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer

in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; revising definitions; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 536—A bill to be entitled An act relating to limitations of actions other than for the recovery of real property; amending s. 95.11, F.S.; authorizing the commencement, within a specified timeframe, of counterclaims, cross-claims, and third-party claims that arise out of the conduct, transaction or occurrence set out or attempted to be set out in a pleading for which such claims relate; specifying that certain corrections and repairs do not extend the period of time within which an action must be commenced; providing applicability; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Hukill—

CS for CS for SB 540—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; creating the State Board of Colleges; requiring the Governor to appoint the membership of the state board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the state board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the state board on a specified date; requiring the state board to appoint a Chancellor of the Florida College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Colleges; creating s. 20.156, F.S.; creating the State Board of Colleges; assigning the state board to, and administratively housing the state board within, the department; providing the personnel for and powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Colleges or Florida College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term “state officer” to include certain Florida College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Colleges to oversee enforcement of Florida College System laws and rules; amending s. 1000.05, F.S.; requiring the Chancellor of the Florida College System, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida College System institutions; requiring the State Board of Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt the Florida College System from certain provisions; deleting duties of the State Board of Education regarding the Florida College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Colleges; deleting duties of the State Board of Education regarding the Florida College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt the Florida College System from certain powers and duties; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department's duties for distance learning; amending s. 1001.42, F.S.; prohibiting a

technical center governing board from approving certain courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Colleges; requiring the state board to coordinate with the State Board of Education; requiring the state board, in collaboration with the State Board of Education, to adopt specified definitions by rule; amending ss. 1001.61, 1001.64, and 1001.65, F.S.; conforming provisions to changes made by the act; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified charter technical career centers from offering certain courses and programs; providing for rulemaking; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Colleges; revising council reporting requirements to include a report to the state board; requiring the state board to collaborate with the Office of K-20 Articulation to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Colleges; amending s. 1004.07, F.S.; providing that the State Board of Colleges, instead of the State Board of Education, provide guidelines for Florida College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida College System institution governance, mission, and responsibilities, to provide authority and duties to the State Board of Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida College System institution; amending s. 1004.67, F.S.; conforming provisions to changes made by the act; amending s. 1004.70, F.S.; revising requirements for appointments to the board of directors; prohibiting a Florida College System institution board of trustees from authorizing a Florida College System institution direct-support organization to use personal services and state funds for travel expenses after a specified date; deleting an exception to the prohibition on gifts to a political committee from a Florida College System institution direct-support organization; conforming provisions to changes made by the act; amending s. 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Colleges to collaborate with the State Board of Education to provide certain rules for Florida College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Colleges; revising the department's accountability for career education; requiring the department and the State Board of Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include rules adopted by the State Board of Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Colleges, instead of for violations of certain rules of the State Board of

Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Colleges and the Chancellor of the Florida College System; amending s. 1007.23, F.S.; requiring each Florida College System institution and each state university to execute at least one "2+2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Colleges and the Board of Governors to collaborate to eliminate barriers in executing the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Colleges and the Chancellor of the Florida College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, and 1007.265, F.S.; conforming provisions to changes made by the act; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida College System institutions; requiring a Florida College System institution to annually report certain information to the State Board of Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring that a baccalaureate degree program be terminated under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida College System institutions and within the Florida College System; amending s. 1008.30, F.S.; requiring the State Board of Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; providing that certain state universities may continue to provide developmental education instruction; establishing the Supporting Students for Academic Success Program; providing the purpose, requirements, funding, and reporting requirements of the program; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida College System; amending s. 1008.345, F.S.; revising department responsibilities associated with the system of educational accountability to include duties for the State Board of Colleges; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Colleges; amending s. 1008.405, F.S.; requiring the State Board of Colleges to adopt rules for the maintenance of specific information by Florida College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Colleges; requiring the State Board of Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida College System institutions to follow rules of the State Board of Colleges, instead of the State Board of Education; requiring each Florida College System institution to annually file specified financial statements with the State Board of Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida College System institutions to follow rules of the State Board of Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Colleges; amending s. 1010.08, F.S.; authorizing Florida College System boards of trustees to budget for promotion

and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Colleges on legislative budget requests relating to Florida College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Colleges; amending s. 1013.31, F.S.; specifying the role of the State Board of Colleges in educational plant surveys for Florida College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; providing appropriations effective on specified dates; requiring the State Board of Colleges to distribute certain funds and establish certain procedures and timelines for colleges by a specified date; requiring the Chancellor of the Florida College System to prepare certain reports by a specified date; specifying that certain industry certifications may be reported and included in the allocation of funds for the 2018-2019 fiscal year; requiring colleges to maintain certain documentation for industry certifications; requiring the Auditor General to verify compliance with specified requirements; transferring certain funds relating to the Florida College System currently assigned to and administered by the State Board of Education to the State Board of Colleges; providing effective dates.

By the Committee on Rules; and Senator Steube—

CS for SB 560—A bill to be entitled An act relating to public meetings and records; amending s. 286.011, F.S.; expanding an exemption from public meetings requirements to allow specified entities to meet in private with attorneys and technical experts to discuss imminent litigation if certain conditions are met; requiring the entity's attorney to identify the name of the potential claimant or litigant at a public meeting; providing an exception; requiring the transcript of a private meeting concerning imminent litigation to be made public upon the occurrence of a certain circumstance; specifying when litigation is considered imminent; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Transportation; and Commerce and Tourism; and Senators Young and Steube—

CS for CS for SB 664—A bill to be entitled An act relating to the salvage of pleasure vessels; creating s. 559.952, F.S.; providing scope and applicability; providing definitions; requiring salvors of pleasure vessels to provide specified verbal and written notice; providing an exception; providing remedies; specifying that such remedies are in addition to others provided by law; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 712—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; defining, revising, and deleting terms; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting an autonomous vehicle being operated in autonomous mode from a certain prohibition on the operation of a motor vehicle if the vehicle is actively displaying certain content that is visible from the driver's seat while the vehicle is in motion; revising construction; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a specified provision; amending s. 316.85, F.S.; providing that a licensed human operator is not required to operate a fully autonomous vehicle; authorizing a fully autonomous vehicle to operate in this state regardless of whether a licensed human operator is physically present in the vehicle; requiring the automated driving system to be deemed to be the operator of an autonomous vehicle operating in autonomous mode, regardless of whether a person is physically present in the vehicle while the vehicle is operating in autonomous mode; providing construction; authorizing the Florida Turnpike Enterprise to fund, construct, and operate test facilities for the advancement of autonomous, connected, and innovative transportation technology solutions for specified purposes; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; specifying requirements for autonomous vehicles that are not fully autonomous and vehicles that are fully autonomous; creating s. 322.015, F.S.; providing applicability; creating s. 324.033, F.S.; providing insurance requirements for all fully autonomous vehicles; authorizing the owner or operator of an autonomous vehicle used for certain purposes to prove financial responsibility by furnishing satisfactory evidence of having certain automobile insurance; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology, such as automated driving systems; amending s. 339.64, F.S.; requiring the Department of Transportation to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology, such as automated driving systems, in Strategic Intermodal System facilities; conforming a provision to changes made by the act; amending s. 339.83, F.S.; authorizing the Secretary of Transportation to enroll the state in any federal pilot program or project for the collection and study of data for the review of automated driving systems; amending s. 627.0653, F.S.; authorizing the Office of Insurance Regulation to approve a certain premium discount for the liability, personal injury protection, and collision coverages of a motor vehicle insurance policy if the insured vehicle is equipped with an automated driving system; amending s. 627.748, F.S.; deleting an obsolete provision; beginning on a specified date, providing that specified insurance requirements apply to all autonomous vehicles used by a transportation network company (TNC) during prearranged rides while the vehicles are being driven by an automated driving system; providing an effective date.

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

CS for SB 746—A bill to be entitled An act relating to the Florida Fire Prevention Code; amending s. 633.202, F.S.; requiring that door-step refuse and recycling collection containers be allowed in exit corridors of certain apartment occupancies under certain circumstances; authorizing authorities having jurisdiction to approve certain alternative containers and storage arrangements; prohibiting such authorities from enforcing specified provisions until a specified date; providing legislative intent; providing for expiration; providing an effective date.

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

CS for SB 762—A bill to be entitled An act relating to permissible insurance acts; amending s. 626.9541, F.S.; revising the types, value, and frequency of advertising and promotional gifts that licensed insurers or their agents may give to insureds, prospective insureds, or others; authorizing such insurers and agents to make specified charitable contributions on behalf of insureds or prospective insureds; providing that title insurance agents, title insurance agencies, or title insurers may give insureds, prospective insureds, or others advertising

gifts up to a specified value; providing applicability; authorizing licensed insurers and their agents to offer complimentary, or discounted rates on, certain funeral-related services in conjunction with the sale of a group life or health insurance policy; specifying a requirement for, and a limitation on, the providers of such services; providing construction; providing an effective date.

By the Committee on Criminal Justice; and Senator Grimsley—

CS for SB 776—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing the fine for the theft of a commercially farmed animal or a bee colony of a registered beekeeper; reenacting s. 932.701(2)(a), F.S., relating to the definition of the term “contraband article,” to incorporate the amendment made to s. 812.014, F.S., in a reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 860—A bill to be entitled An act relating to criminal history records; creating s. 943.0586, F.S.; requiring the Criminal Justice Information Program to administratively seal the criminal history records of a minor upon notification by the clerk of the court under specified circumstances; providing applicability for the administrative sealing of specified criminal history records; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 862—A bill to be entitled An act relating to public records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Flores—

CS for SB 900—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; providing definitions; granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter died as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act are to be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; providing a declaration of important state interest; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 908—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be verified; requiring the notice to contain certain statements; providing that a claimant who serves a fraudulent notice of nonpayment shall be deprived of his or her rights under a bond; requiring a notice of nonpayment to be in a prescribed form; amending s. 627.756, F.S.; providing that a provision relating to attorney fees applies to certain suits brought by contractors; deeming contractors to be insureds or beneficiaries for certain purposes; reenacting s. 627.428, F.S., relating to attorney fees; amending s. 713.23, F.S.; requiring a lienor to serve a verified notice of nonpayment to specified entities during a certain period of time; requiring a notice of nonpayment to contain certain statements; providing that a lienor who serves a fraudulent notice of nonpayment is deprived of his or her rights under the bond; requiring a notice of nonpayment to be in a prescribed form; amending s. 713.245, F.S.; providing that a contractor may record a notice identifying a project bond as a conditional payment bond before project commencement to make the duty of a surety to pay lienors coextensive with the contractor's duty to pay; providing that failure to list or record a bond as

a conditional payment bond does not convert such a bond into a common law bond or a bond furnished under a specified provision; revising the statement that must be included on a conditional payment bond; providing applicability; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Brandes—

CS for CS for SB 970—A bill to be entitled An act relating to alcohol and drug-related overdoses; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol or a drug-related overdose; prohibiting a person from being penalized for a violation of a condition of certain programs if that person in good faith seeks medical assistance for himself or herself or for an individual experiencing, or believed to be experiencing, an alcohol or a drug-related overdose; prohibiting the protection from arrest, charge, and prosecution for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

By the Committee on Judiciary; and Senators Baxley and Stargel—

CS for SB 1048—A bill to be entitled An act relating to firearms; amending s. 790.06, F.S.; authorizing a church, a synagogue, or other religious institution to allow a concealed weapons or concealed firearms licensee to carry a concealed handgun in certain established physical places of worship under certain circumstances; providing applicability; providing an effective date.

By the Committees on Banking and Insurance; and Commerce and Tourism; and Senators Young and Hutson—

CS for CS for SB 1052—A bill to be entitled An act relating to lost or abandoned property; amending s. 705.17, F.S.; providing that certain provisions of ch. 705, F.S., do not apply to lost or abandoned personal property on the premises of specified facilities if certain conditions are met; creating s. 705.185, F.S.; providing for the disposal of lost or abandoned personal property found on the premises of specified facilities; specifying procedures for the disposal or donation of such property; authorizing the rightful owner to claim lost or abandoned property at any time before its disposal or donation; providing an effective date.

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

CS for SB 1168—A bill to be entitled An act relating to insurance; amending s. 627.062, F.S.; providing that certain attorney fees and costs paid by property insurers may not be included in the property insurer's rate base and may not be used to justify a rate increase or rate change; amending s. 627.409, F.S.; adding and revising conditions under which certain misrepresentations, omissions, concealments of fact, or incorrect statements may prevent recovery under an insurance policy or annuity contract; amending s. 627.422, F.S.; providing that personal lines residential and commercial residential property insurance policies may not restrict the assignment of post-loss benefits; amending s. 627.7011, F.S.; prohibiting specified acts by insurers relating to certain losses under homeowners' insurance policies; creating s. 627.7152, F.S.; providing that an agreement to assign post-loss benefits of a residential homeowner's property insurance is not valid unless specified conditions are met; requiring the assignee, under certain circumstances, to provide a copy of the assignment agreement and a specified written estimate to the insurer within a specified timeframe; requiring the estimate to be timely updated if conditions require a change in scope; providing construction relating to failure to comply with such requirement; authorizing an insurer to inspect the property at any time; providing that an insurer's failure to make a certain attempt to inspect the property and deliver a certain notice, under certain circumstances, may estop certain assertions by the insurer; providing that a person's acceptance of an assignment agreement constitutes a waiver by the assignee or transferee, or any subcontractor of the assignee or transferee, of certain claims against named insureds, except under specified circumstances;

providing construction relating to such waiver; requiring an assignee, before initiating certain litigation against an insurer, to provide a certain invoice and estimate to the insurer within a specified timeframe; providing that certain offers of settlement in certain civil actions may not be made until after a specified timeframe; requiring the Office of Insurance Regulation to require each insurer to annually report specified data relating to certain claims paid pursuant to assignment agreements; authorizing the Financial Services Commission to adopt rules; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1218—A bill to be entitled An act relating to persons awaiting trial; creating s. 907.042, F.S.; providing legislative findings; requiring the Department of Corrections to develop a risk assessment instrument; authorizing the department to use or modify an existing risk assessment instrument; requiring the department to develop or modify the risk assessment instrument by a certain date; specifying requirements for the use, implementation, and distribution of the risk assessment instrument; creating the Risk Assessment Pilot Program for a specified period; specifying the participating counties; requiring each participating county's chief correctional officer to contract with the department to administer the risk assessment instrument; requiring all counties to administer the risk assessment instrument to all persons arrested for a felony; requiring each participating county to submit a report annually by a certain date to the department with specified information; requiring the department to compile the information of the findings from the participating counties and submit an annual report by a certain date to the Governor and the Legislature; authorizing the department, in consultation with specified persons, to adopt rules; providing an effective date.

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

CS for SB 1292—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.64, F.S.; providing that electronic images of warrants, vouchers, or checks in the Division of Treasury are deemed to be original records; revising the applicable medium, from film or print to electronic, in provisions relating to copies and reproductions of records and documents of the division; amending s. 20.121, F.S.; renaming the Bureau of Fire and Arson Investigations within the Division of Investigative and Forensic Services as the Bureau of Fire, Arson, and Explosives Investigations; creating the Bureau of Insurance Fraud and the Bureau of Workers' Compensation Fraud within the division; amending s. 39.6035, F.S.; requiring certain child transition plans to address financial literacy; specifying requirements for the Department of Children and Families and community-based providers relating to a certain financial literacy curriculum offered by the department; amending s. 39.6251, F.S.; revising conditions under which certain children are eligible to remain in licensed care; amending s. 218.32, F.S.; providing legislative intent relating to the creation of the Florida Open Financial Statement System; authorizing the Chief Financial Officer to consult with certain stakeholders for input on the design and implementation of the system; specifying requirements and procedures for the Chief Financial Officer in selecting and recruiting contractors for certain purposes; requiring the Chief Financial Officer to require completion of all work by a specified date; providing that if the Chief Financial Officer deems work products adequate, all local governmental financial statements pertaining to fiscal years ending on or after a specified date must meet certain requirements; providing construction; providing an appropriation; amending s. 284.40, F.S.; authorizing the department to disclose certain personal identifying information of injured or deceased employees which is exempt from disclosure under the Workers' Compensation Law to department-contracted vendors for certain purposes; amending s. 284.50, F.S.; requiring safety coordinators of state governmental departments to complete, within a certain timeframe, safety coordinator training offered by the department; requiring certain agencies to report certain return-to-work information to the department; requiring agencies to provide certain risk management program information to the Division of Risk Management for certain purposes; specifying requirements for agencies in reviewing and responding to certain information and communications provided by the division; amending s. 409.1451, F.S.; revising conditions under which a young adult is eligible for postsecondary education services and support under the Road-to-Independence Program; conform-

ing a provision to changes made by the act; amending s. 414.411, F.S.; replacing the Department of Economic Opportunity with the Department of Education in a list of entities to which a public assistance recipient may be required to provide written consent for certain investigative inquiries and to which the department must report investigation results; amending s. 497.168, F.S.; providing an exemption from specified application fees for members and certain veterans of the United States Armed Forces; amending s. 497.456, F.S.; authorizing the department, on or before a specified date, to transfer up to a specified amount from the Preened Funeral Contract Consumer Protection Trust Fund to the Regulatory Trust Fund for a certain purpose; authorizing the department to annually transfer earned or accrued interest from the Preened Funeral Contract Consumer Protection Trust Fund to the Regulatory Trust Fund for a certain purpose; providing for expiration; amending s. 624.317, F.S.; authorizing the department to conduct investigations of any, rather than specified, agents subject to its jurisdiction; amending s. 624.34, F.S.; conforming a provision to changes made by the act; amending s. 624.4073, F.S.; prohibiting certain officers or directors of insolvent insurers from having direct or indirect control over certain selection or appointment of officers or directors, except under certain circumstances; amending ss. 624.4094, 624.501, 624.509, and 625.071, F.S.; conforming provisions to changes made by the act; amending s. 626.112, F.S.; requiring a managing general agent to hold a currently effective producer license rather than a managing general agent license; amending s. 626.171, F.S.; deleting applicability of licensing provisions as to managing general agents; making a technical change; amending s. 626.202, F.S.; providing that certain applicants are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require these applicants to file fingerprints under certain circumstances; providing an exemption from fingerprinting requirements for members and certain veterans of the United States Armed Forces; requiring such members and veterans to provide certain documentation of good standing or honorable discharge; amending s. 626.207, F.S.; conforming a provision to changes made by the act; amending s. 626.221, F.S.; adding a designation that exempts applicants for licensure as an all-lines adjuster from an examination requirement; amending s. 626.451, F.S.; deleting a requirement for law enforcement agencies and state attorney's offices to notify the department or the Office of Insurance Regulation of certain felony dispositions; deleting a requirement for the state attorney to provide the department or office a certified copy of an information or indictment against a managing general agent; conforming a provision to changes made by the act; amending s. 626.521, F.S.; revising requirements for credit and character reports secured and kept by insurers or employers appointing certain insurance representatives; providing applicability; amending s. 626.731, F.S.; deleting a certain qualification for licensure as a general lines agent; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.744, F.S.; conforming a provision to changes made by the act; amending s. 626.745, F.S.; revising conditions under which service representatives and managing general agents may engage in certain activities; amending ss. 626.7451 and 626.7455, F.S.; conforming provisions to changes made by the act; amending s. 626.752, F.S.; revising a requirement for the Brokering Agent's Register maintained by brokering agents; revising the limit on certain personal lines risks an insurer may receive from an agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.793, F.S.; revising the limit on certain risks that certain insurers may receive from a life agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.837, F.S.; revising the limit on certain risks that certain insurers may receive from a health agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.8732, F.S.; deleting a requirement for a licensed nonresident public adjuster to submit a certain annual affidavit to the department; amending s. 626.8734, F.S.; deleting a requirement for a nonresident independent adjuster to submit a certain annual affidavit to the department; amending s. 626.88, F.S.; conforming a provision to changes made by the act; amending s. 626.927, F.S.; revising conditions under which an individual may be licensed as a surplus lines agent solely for the purpose of placing certain coverages with surplus lines insurers; amending s. 626.930, F.S.; revising a requirement relating to the location of a surplus lines agent's surplus lines business records; amending s. 626.9892, F.S.; authorizing the department to pay up a specified amount of rewards under the Anti-Fraud Reward Program for information leading to the arrest and conviction of persons guilty of arson; amending s. 633.302, F.S.; revising the

term duration of certain members of the Florida Fire Safety Board; amending s. 633.304, F.S.; revising circumstances under which an inactive fire equipment dealer license is void; specifying the timeframe when an inactive license must be reactivated; specifying that permittees performing certain work on fire equipment may be contracted rather than employed; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.318, F.S.; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.408, F.S.; specifying firefighter certification requirements for certain individuals employed in administrative and command positions of a fire service provider; specifying conditions for an individual to retain a Special Certificate of Compliance; amending s. 633.416, F.S.; authorizing fire service providers to employ honorably discharged veterans who received Florida-equivalent training; requiring the Division of State Fire Marshal to verify the equivalency of such training before the individual begins employment; requiring such individual to obtain a Firefighter Certificate of Compliance within a specified timeframe; making a technical change; amending s. 633.444, F.S.; deleting a requirement for the Division of State Fire Marshal to develop a staffing and funding formula for the Florida State Fire College; amending s. 648.27, F.S.; revising conditions under which a managing general agent must also be licensed as a bail bond agent; conforming a provision to changes made by the act; amending s. 648.34, F.S.; providing that certain individuals applying for bail bond agent licensure are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require such individuals to file fingerprints under certain circumstances; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 1396—A bill to be entitled An act relating to judgeships; amending s. 26.031, F.S.; adding judges to the Ninth Judicial Circuit Court; amending s. 34.022, F.S.; adding and removing judges from certain county courts; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 1412—A bill to be entitled An act relating to the Office of the Judges of Compensation Claims; amending s. 440.45, F.S.; specifying the salaries of full-time judges of compensation claims and the Deputy Chief Judge; requiring salaries to be paid out of the Workers' Compensation Administration Trust Fund; providing an effective date.

By the Committee on Transportation; and Senator Broxson—

CS for SB 1436—A bill to be entitled An act relating to the Garcon Point Bridge; creating s. 338.168, F.S.; authorizing the Department of Transportation to acquire the Garcon Point Bridge and related assets and purchase or retire specified outstanding bonds; authorizing the department to enter into any agreements necessary to implement the acquisition and purchase or the retirement of the bonds; authorizing the department to specify the terms and conditions of such agreements; requiring that the bridge be owned by the department and become part of the State Highway System upon acquisition, if acquired under s. 338.168, F.S.; authorizing the issuance of bonds to finance the department's acquisition of the bridge consistent with the department's existing bonding authority; requiring such bonds to be issued in accordance with the state's debt management policies to the extent practicable; providing for the termination of a certain lease purchase agreement upon the department's acquisition of the bridge; requiring the department to determine the price for acquisition of the bridge; authorizing the department to base the price on specified considerations; requiring that the acquisition price paid by the department first be used to settle all claims of specified bondholders; prohibiting the Santa Rosa Bay Bridge Authority, the department, or the trustee for the bondholders from imposing certain toll rate increases; prohibiting the department and the state from incurring financial obligations in excess of forecasted gross revenues from the operation of the bridge; providing for the calculation of the maximum total acquisition price that may be paid by the department; providing that the powers conferred are in addition and supplemental to existing powers of the department; pro-

viding for construction; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority, upon the department's acquisition of the bridge under s. 338.168, F.S.; amending s. 338.2275, F.S.; deeming acquisition of the bridge to meet the definition of economic feasibility under s. 338.221(8), F.S.; authorizing the department to acquire the Garcon Point Bridge and related assets and purchase or retire specified outstanding bonds; authorizing the department to enter into any agreements necessary to implement the acquisition, including the purchase or retirement of the bonds; authorizing the department to specify the terms and conditions of such agreements; requiring that the bridge become part of the turnpike system upon acquisition if acquired under s. 338.2275, F.S.; authorizing the issuance of revenue bonds to finance the department's acquisition of the bridge; authorizing a portion of such bonds to be limited financial obligations of the department payable only to a certain extent; authorizing the department to agree to continue maintaining the bridge in a specified manner if such limited financial obligations are issued; requiring the acquisition price paid by the department to first be used to settle all claims of specified bondholders; prohibiting the authority, the department, or the trustee for the bondholders from imposing certain toll rate increases; prohibiting the department and the state from incurring financial obligations in excess of forecasted gross revenues from the operation of the bridge; providing for the calculation of the maximum total acquisition price that may be paid by the department; providing for the termination of a certain lease purchase agreement upon the department's acquisition of the bridge; providing that the powers conferred are in addition and supplemental to existing powers of the department; providing for construction; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority, upon the department's acquisition of the bridge under s. 338.2275, F.S.; providing legislative intent; authorizing the department to implement the acquisition of the Garcon Point Bridge pursuant to the grant of authority contained in either s. 338.168, F.S. or s. 338.2275(4), F.S.; requiring the department to give preference to implementation of the acquisition in the manner which is in the best interest of the public; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Farmer—

CS for SB 1466—A bill to be entitled An act relating to the state emergency communications and warning system; amending s. 252.35, F.S.; requiring the Division of Emergency Management to include a qualified interpreter in emergency broadcasts; defining the term "qualified interpreter"; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Simmons—

CS for SB 1586—A bill to be entitled An act relating to the energy grid; creating s. 366.96, F.S.; providing legislative intent; defining the term "energy grid"; requiring the Public Service Commission to hold public hearings to determine a disaster preparation and energy grid improvement plan for each public utility; specifying the maximum implementation period for such plans; requiring the commission to allow such plans to be modified at certain intervals; specifying considerations for developing such plans; requiring the commission to issue orders for the public utilities to implement their plans; authorizing the commission to grant a single extension of plan deadlines every 6 years under certain circumstances; requiring the commission to submit a report to the Legislature on specified dates; specifying report requirements; requiring the commission to adopt certain rules and issue certain orders; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 1598—A bill to be entitled An act relating to deployed parent custody and visitation; repealing s. 61.13002, F.S., relating to temporary time-sharing modification and child support modification due to military service; creating part IV of ch. 61, F.S., entitled "Uniform Deployed Parents Custody and Visitation Act"; providing definitions; providing remedies for noncompliance; authorizing a court to issue certain custodial orders only under certain jurisdiction; providing notice requirements; providing requirements for proceeding for custodial responsibility of a child of a servicemember; providing requirements for agreement forms, termination, modification, power of attor-

ney, and filing; providing requirements for temporary orders of custodial responsibility; authorizing electronic testimony in a proceeding for temporary custody; providing for the effect of any prior judicial order or agreement; authorizing a court to grant caretaking authority or limited contact to a nonparent under certain conditions; providing for the termination of a grant of authority; providing requirements for an order of temporary custody; authorizing a court to enter a temporary order for child support under certain circumstances; authorizing a court to modify or terminate a temporary grant of custodial responsibility; providing procedures for termination of a temporary custodial responsibility agreement; providing for visitation; providing construction; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Montford and Book—

CS for SB 1650—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; providing for the name of a child's guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child in a timely manner; requiring certain court orders to specify certain deadlines; amending s. 39.202, F.S.; prohibiting the Department of Children and Families from releasing the names of certain persons who have provided information during a protective investigation except under certain circumstances; amending s. 39.402, F.S.; providing that time limitations governing placement of a child in a shelter do not include continuances requested by the court; providing limitations on continuances; providing requirements for parents to achieve reunification with the child; amending s. 39.507, F.S.; requiring the court to advise the parents during an adjudicatory hearing of certain actions that are required to achieve reunification; amending s. 39.521, F.S.; requiring the department to provide copies of the family functioning assessment to certain persons; amending s. 39.522, F.S.; providing conditions for the court to consider the continuity of the child's placement in the same out-of-home residence before the permanency placement is approved in a post-disposition proceeding to modify custody; amending s. 39.6011, F.S.; requiring a case plan for a child receiving services from the department to include a protocol for parents to achieve reunification with the child; providing that certain action or inaction by a parent may result in termination of parental rights; requiring the department to provide certain information to a parent before signing a case plan; providing a timeframe for referral for services; amending s. 39.6012, F.S.; requiring a case plan to contain certain information; amending s. 39.6013, F.S.; conforming a cross-reference; amending s. 39.621, F.S.; requiring the court to hold permanency hearings within specified timeframes until permanency is determined; amending s. 39.701, F.S.; requiring the department to file a motion to amend a case plan when concurrent planning is used, under certain circumstances; amending s. 39.806, F.S.; specifying that a parent or parents may materially breach a case plan by action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition of the child following termination of parental rights within a specified timeframe; providing an effective date.

By the Committee on Health Policy; and Senator Montford—

CS for SB 1680—A bill to be entitled An act relating to immunization registry; amending s. 381.003, F.S.; revising provisions relating to the communicable disease prevention and control programs under the Department of Health; deleting a provision that allows the parent or guardian of a child to refuse to have the child included in the immunization registry; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report vaccination data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require that students have a certificate of immunization on file with the department's immunization registry; providing an effective date.

By the Committee on Criminal Justice; and Senator Rouson—

CS for SB 1780—A bill to be entitled An act relating to victims of reform school abuse; providing a short title; defining the term “victim of

Florida reform school abuse”; requiring a person seeking certification under this act to apply to the Department of Juvenile Justice by a certain date; prohibiting the estate of a decedent or the personal representative of a decedent from submitting an application on behalf of the decedent; requiring that the application include certain information and documents; requiring the department to examine the application, notify the applicant of any errors or omissions, and request any additional information within a certain timeframe; providing that the applicant has 15 days after notification to complete the application; requiring the department to process and review a completed application within a certain timeframe; prohibiting the department from denying an application for specified reasons and under certain circumstances; requiring the department to notify the applicant of its determination within a certain timeframe; requiring the department to certify an applicant as a victim of Florida reform school abuse if the department determines his application meets the requirements of this act; requiring the department to submit a list of all certified victims to the President of the Senate and the Speaker of the House of Representatives; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Passidomo—

CS for SB 1788—A bill to be entitled An act relating to medication administration training; amending s. 393.506, F.S.; revising competency assessment and validation requirements for direct service providers who administer or supervise the self-administration of medication; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 1790—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a workgroup to provide recommendations relating to revision of the Baker Act; requiring the workgroup to make recommendations on specified topics; providing for membership of the workgroup; providing for meetings; requiring the workgroup to meet by a specified date; requiring the workgroup to review a draft of its recommendations by a specified date; requiring the workgroup to submit a final report to specified entities and the Legislature by a specified date; providing an effective date.

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

CS for SB 1880—A bill to be entitled An act relating to public records; creating s. 627.352, F.S.; providing an exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1244—A bill to be entitled An act relating to growth management; amending s. 165.0615, F.S.; adding a minimum population standard as a criteria that must be met before qualified electors of an independent special district commence a certain municipal conversion proceeding; amending s. 380.06, F.S.; revising the statewide guidelines and standards for developments of regional impact; deleting

criteria that the Administration Commission is required to consider in adopting its guidelines and standards; revising provisions relating to the application of guidelines and standards; revising provisions relating to variations and thresholds for such guidelines and standards; deleting provisions relating to the issuance of binding letters; specifying that previously issued letters remain valid unless previously expired; specifying the procedure for amending a binding letter of interpretation; specifying that previously issued clearance letters remain valid unless previously expired; deleting provisions relating to authorizations to develop, applications for approval of development, concurrent plan amendments, preapplication procedures, preliminary development agreements, conceptual agency review, application sufficiency, local notice, regional reports, and criteria for the approval of developments inside and outside areas of critical state concern; revising provisions relating to local government development orders; specifying that amendments to a development order for an approved development may not alter the dates before which a development would be subject to downzoning, unit density reduction, or intensity reduction, except under certain conditions; removing a requirement that certain conditions of a development order meet specified criteria; specifying that construction of certain mitigation-of-impact facilities is not subject to competitive bidding or competitive negotiation for selection of a contractor or design professional; removing requirements relating to local government approval of developments of regional impact that do not meet certain requirements; removing a requirement that the Department of Economic Opportunity and other agencies cooperate in preparing certain ordinances; authorizing developers to record notice of certain rescinded development orders; specifying that certain agreements regarding developments that are essentially built out remain valid unless previously expired; deleting requirements for a local government to issue a permit for a development subsequent to the buildout date contained in the development order; specifying that amendments to development orders do not diminish or otherwise alter certain credits for a development order exaction or fee against impact fees, mobility fees, or exactions; deleting a provision relating to the determination of certain credits for impact fees or extractions; deleting a provision exempting a nongovernmental developer from being required to competitively bid or negotiate construction or design of certain facilities except under certain circumstances; specifying that certain capital contribution front-ending agreements remain valid unless previously expired; deleting a provision relating to local monitoring; revising requirements for developers regarding reporting to local governments and specifying that such reports are not required unless required by a local government with jurisdiction over a development; revising the requirements and procedure for proposed changes to a previously approved development of regional impact and deleting rulemaking requirements relating to such procedure; revising provisions relating to the approval of such changes; specifying that certain extensions previously granted by statute are still valid and not subject to review or modification; deleting provisions relating to determinations as to whether a proposed change is a substantial deviation; deleting provisions relating to comprehensive development-of-regional-impact applications and master plan development orders; specifying that certain agreements that include two or more developments of regional impact which were the subject of a comprehensive development-of-regional-impact application remain valid unless previously expired; deleting provisions relating to downtown development authorities; deleting provisions relating to adoption of rules by the state land planning agency; deleting statutory exemptions from development-of-regional-impact review; specifying that an approval of an authorized developer for an areawide development of regional impact remains valid unless previously expired; deleting provisions relating to areawide developments of regional impact; deleting an authorization for the state land planning agency to adopt rules relating to abandonment of developments of regional impact; requiring local governments to file a notice of abandonment under certain conditions; deleting an authorization for the state land planning agency to adopt a procedure for filing such notice; requiring a development-of-regional-impact development order to be abandoned by a local government under certain conditions; deleting a provision relating to abandonment of developments of regional impact in certain high-hazard coastal areas; authorizing local governments to approve abandonment of development orders for an approved development under certain conditions; deleting a provision relating to rights, responsibilities, and

obligations under a development order; deleting partial exemptions from development-of-regional-impact review; deleting exemptions for dense urban land areas; specifying that proposed developments that exceed the statewide guidelines and standards and that are not otherwise exempt be approved by local governments instead of through specified development-of-regional-impact proceedings; amending s. 380.061, F.S.; specifying that the Florida Quality Developments program only applies to previously approved developments in the program before the effective date of the act; specifying a process for local governments to adopt a local development order to replace and supersede the development order adopted by the state land planning agency for the Florida Quality Developments; deleting program intent, eligibility requirements, rulemaking authorizations, and application and approval requirements and processes; deleting an appeals process and the Quality Developments Review Board; amending s. 380.0651, F.S.; deleting provisions relating to the superseding of guidelines and standards adopted by the Administration Commission and the publishing of guidelines and standards by the Administration Commission; conforming a provision to changes made by the act; specifying exemptions and partial exemptions from development-of-regional-impact review; deleting provisions relating to determining whether there is a unified plan of development; deleting provisions relating to the circumstances where developments should be aggregated; deleting a provision relating to prospective application of certain provisions; deleting a provision authorizing state land planning agencies to enter into agreements for the joint planning, sharing, or use of specified public infrastructure, facilities, or services by developers; deleting an authorization for the state land planning agency to adopt rules; amending s. 380.07, F.S.; deleting an authorization for the Florida Land and Water Adjudicatory Commission to adopt rules regarding the requirements for developments of regional impact; revising when a local government must transmit a development order to the state land planning agency, the regional planning agency, and the owner or developer of the property affected by such order; deleting a process for regional planning agencies to undertake appeals of development-of-regional-impact development orders; revising a process for appealing development orders for consistency with a local comprehensive plan to be available only for developments in areas of critical state concern; deleting a procedure regarding certain challenges to development orders relating to developments of regional impact; amending s. 380.115, F.S.; deleting a provision relating to changes in development-of-regional-impact guidelines and standards and the impact of such changes on vested rights, duties, and obligations pursuant to any development order or agreement; requiring local governments to monitor and enforce development orders and prohibiting local governments from issuing permits, approvals, or extensions of services if a developer does not act in substantial compliance with an order; deleting provisions relating to changes in development of regional impact guidelines and standards and their impact on the development approval process; amending s. 125.68, F.S.; conforming a cross-reference; amending s. 163.3245, F.S.; conforming cross-references; conforming provisions to changes made by the act; revising the circumstances in which applicants who apply for master development approval for an entire planning area must remain subject to a master development order; specifying an exception; deleting a provision relating to the level of review for applications for master development approval; amending s. 163.3246, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 189.08, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; amending s. 190.005, F.S.; conforming cross-references; amending ss. 190.012 and 252.363, F.S.; conforming cross-references; amending s. 369.303, F.S.; conforming a provision to changes made by the act; amending ss. 369.307, 373.236, and 373.414, F.S.; conforming cross-references; amending s. 378.601, F.S.; conforming a provision to changes made by the act; repealing s. 380.065, F.S., relating to a process to allow local governments to request certification to review developments of regional impact that are located within their jurisdictions in lieu of the regional review requirements; amending ss. 380.11 and 403.524, F.S.; conforming cross-references; repealing specified rules regarding uniform review of developments of regional impact by the state land planning agency and regional planning agencies; repealing the rules adopted by the Administration Commission regarding whether two or more developments, represented by their owners or developers to be separate developments, shall be

aggregated; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By the Committee on Health Policy; and Senator Passidomo—

CS for SB 1252—A bill to be entitled An act relating to distributing pharmaceutical drugs and devices; amending s. 465.027, F.S.; revising an exception to pharmacy regulations for certain manufacturers and distributors of dialysis drugs or supplies; providing an effective date.

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

By the Committee on Environmental Preservation and Conservation; and Senator Perry—

CS for SB 1308—A bill to be entitled An act relating to environmental regulation; amending s. 373.250, F.S.; deleting an obsolete provision; providing examples of reclaimed water use that may create an impact offset; revising the required provisions of the water resource implementation rule; amending s. 403.064, F.S.; revising legislative findings; requiring the Department of Environmental Protection and the water management districts to develop and enter into a memorandum of agreement providing for a coordinated review of any reclaimed water project requiring a reclaimed water facility permit, an underground injection control permit, and a consumptive use permit; specifying the required provisions of such memorandum; specifying the date by which the memorandum must be developed and executed; amending s. 403.706, F.S.; requiring counties and municipalities to address contamination of recyclable material in specified contracts; prohibiting counties and municipalities from requiring the collection or transport of contaminated recyclable material by residential recycling collectors; defining the term “residential recycling collector”; specifying required contract provisions in residential recycling collector and materials recovery facility contracts with counties and municipalities; providing applicability; amending s. 403.813, F.S.; providing that a local government may not require further verification from the department for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Architecture and Interior Design Appointee: Nolen, Timothy, Tampa	10/31/2020
Florida Citrus Commission Appointee: Bouldin, David Lee, III, Vero Beach	05/31/2019

Office and Appointment

For Term Ending

Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointees: Buller, Jamie, Jacksonville Gillespy, Susan J., Atlantic Beach	10/31/2020 10/31/2020
Board of Trustees of Indian River State College Appointees: Davis, Vicki, Stuart Krischke, Sandra J., Ft. Pierce	05/31/2021 05/31/2021
Board of Trustees of Lake-Sumter State College Appointee: Butler, Marcia M., The Villages	05/31/2021
Board of Trustees of North Florida Community College Appointee: Lyons, Ricky, Mayo	05/31/2021
Board of Trustees of Northwest Florida State College Appointees: Abbott, Shane G., DeFuniak Springs Pennington, Brian S., Shalimar	05/31/2021 05/31/2019
Board of Professional Geologists Appointee: Dale, Mervin W., Ft. White	10/31/2021
Board of Landscape Architecture Appointees: Conant, Richard R., Orlando Delate, Joseph F., Marco Island Kulich, Michael A., Orlando Smith, Phillip J., Sarasota	10/31/2021 10/31/2019 10/31/2018 10/31/2021
Board of Pharmacy Appointee: Philip, Jeenu, St. Johns	10/31/2020
Florida Prepaid College Board Appointee: Starkey, Adria D., Naples	06/30/2019
Board of Veterinary Medicine Appointee: Leonard, Robert B., Jr., New Smyrna Beach	10/31/2021

Referred to the Committee on Ethics and Elections.

CO-INTRODUCERS

Senators Book—SB 800, SB 1254, SB 1650; Bracy—SB 800; Brandes—SB 1200; Braynon—SR 1904; Campbell—CS for SB 272, SB 800; Gibson—CS for SB 118, CS for SB 204, SB 472, SB 1606, SB 1774; Grimsley—SB 672; Hukill—SB 952, SR 1904; Mayfield—SB 220; Perry—SB 1114, SB 1532; Rouson—SB 800, CS for SB 962; Simpson—SB 1532; Stargel—SB 1874; Steube—SB 796; Taddeo—SB 174, CS for SB 346, SB 460, SB 662, SB 742, SB 794, SB 1006, SB 1200, SR 1904; Torres—SB 166, SB 196, SB 320, SB 472, SR 480, SB 594, CS for SB 602, SB 700, SB 798, SB 800, SB 1014, SB 1294, SB 1416, SB 1602, SM 1658

SENATE PAGES

January 29-February 2, 2018

Sarah Bedford, Englewood; Neil Beaubrun, Miami; Cassidy Branch, Tallahassee; Olivia Deboest, Fort Myers; Leah Dudley, St. Petersburg; Leah Endress, Orlando; Johnny Farias, Jr., Homestead; William Garcia, Miami; Molly Hennessy, Tallahassee; Elizabeth Hughes, Crawfordville; Lauryn Louis, Miami; Veronique Mompremier, Miami; Allen Mortham III, Tallahassee; Evon Thompson, Orlando; Adrianna Yeats, New Smyrna Beach



Journal of the Senate

Number 7—Regular Session

Wednesday, January 31, 2018

CONTENTS

Bills on Third Reading	239
Call to Order	238
Co-Introducers	240, 253
Committee Substitutes, First Reading	243
Executive Business, Appointments	247
House Messages, First Reading	248
Motions	240, 242
Reports of Committees	242, 243
Resolutions	238
Senate Reunion	242
Special Guests	239
Special Recognition	242

CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—38:

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

PRAYER

The following prayer was offered by Apostle Ronald Ssali, Power Evangelism Ministries, West Palm Beach:

To our Heavenly Father, creator of heaven and earth, we exalt and honor your name. Be glorified today as this body of legislators and leaders from all constituents represented here today work earnestly to govern our communities in the State of Florida. Be glorified in the name of Jesus. Guide them by your spirit as they liaise and dialogue on bills, ideas, and viewpoints presented, and in tackling issues concerning their constituencies in the State of Florida.

I ask that you grant them wisdom and strategies to enhance unity, peace, and prosperity in this great State of Florida. As your word says in James 3:17, "If we ask for wisdom, you will give it to us freely." Let these great leaders function in your wisdom. Guide them and bless them. Bless their families. Bless the State of Florida. Let it prosper mightily and experience your glory. In the name of Jesus. Amen.

PLEDGE

Senate Pages, Neil Beaubrun of Miami; Sarah Bedford of Englewood; Leah Dudley of St. Petersburg; and Allen Mortham III of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Rudolph Moise of Davie, sponsored by Senator Campbell, as the doctor of the day. Dr. Moise specializes in general medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

SR 1906—A resolution celebrating the 150th anniversary of the Cape Canaveral Lighthouse on May 11, 2018.

WHEREAS, the Cape Canaveral Lighthouse has been of vital importance to the safe navigation of seafarers to Cape Canaveral and, today, serves as a beacon of light, shining brightly from Cape Canaveral across the Atlantic Ocean, and

WHEREAS, in 1848, the first completed lighthouse, which was built of brick and stood just 65 feet high, was built near the tip of Cape Canaveral and was visible for only 10 miles at sea, and

WHEREAS, construction of the current lighthouse, with its brick lining inside a cast iron exterior, was approved in 1858 and completed on May 11, 1868, after history intervened, halting progress as the Civil War raged, and

WHEREAS, a first-order Fresnel lens, developed by French physicist Augustin-Jean Fresnel in 1822, was installed and first lit on May 11, 1868, and the light, fueled by whale oil, could be seen for 22 miles at sea, and

WHEREAS, in 1873, the new lighthouse was painted with its "day-mark" black and white horizontal bands to make it easier to identify as a navigation point during daytime hours, and

WHEREAS, in 1893, the Cape Canaveral Lighthouse and its keepers' cottages were dismantled as part of an 18-month relocation project and hauled by mule to their present-day location along specially constructed tracks to avoid corrosion from the encroaching sea, and

WHEREAS, in 1939, ownership of the Cape Canaveral Lighthouse and approximately 900 acres of land were granted to the United States Coast Guard, and

WHEREAS, the Cape Canaveral Lighthouse is universally recognized as the historical basis for the location of the United States Air Force's Cape Canaveral Air Force Station and the National Aeronautics and Space Administration's Kennedy Space Center, and

WHEREAS, the advancement of automation in the 1960s eliminated the need for a lighthouse keeper, and, thereafter, the keepers' cottages were vacated and later demolished in the 1970s, and

WHEREAS, in 1967, the Cape Canaveral Lighthouse's first-order Fresnel lens was automated and, in 1993, was replaced with a high-power search light, which is operated by the United States Coast Guard, and

WHEREAS, in 2000, ownership and maintenance of the Cape Canaveral Lighthouse was transferred to the United States Air Force's 45th Space Wing, making it the only operational lighthouse ever owned and maintained by the United States Air Force, and

WHEREAS, in 2002, the Cape Canaveral Lighthouse Foundation was established to support the United States Air Force's 45th Space Wing in its efforts to preserve, restore, interpret, and exhibit the Cape Canaveral Lighthouse, and to inform and educate the public on its historical significance, and

WHEREAS, the efforts of both the 45th Space Wing and the Cape Canaveral Lighthouse Foundation ensure that this landmark remains a guiding beacon or "living light" amongst mighty metal giants supporting rockets that explore the vastness of space, and

WHEREAS, as rockets soar from the Cape and astronauts head for the Moon, Mars, and beyond, the evening skies are illuminated by a strong beacon of light still shining brightly from the Cape Canaveral Lighthouse across the Atlantic Ocean, and

WHEREAS, the State of Florida recognizes the tremendous efforts of individuals past and present to preserve and maintain the Cape Canaveral Lighthouse and the importance of educating the public on its historical significance to the Florida Space Coast, this state, and this nation, and that these efforts have helped protect what is known today as the oldest standing structure on the Cape, visited and admired by many, and

WHEREAS, on May 11, 2018, the Cape Canaveral Lighthouse will celebrate its 150th anniversary as a navigational aid, charting its shining course through the history of sea and space, NOW, THEREFORE,

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

That the 150th anniversary of the Cape Canaveral Lighthouse is celebrated.

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

—was introduced, read, and adopted by publication.

At the request of Senator Farmer—

By Senator Farmer—

SR 1910—A resolution recognizing February 3-10, 2018, as "Mental Health Awareness Week" in Florida.

WHEREAS, an estimated 43.6 million Americans 18 years of age and older experience some form of mental illness, and an estimated 7.9 million Americans experience both a mental illness and a substance abuse disorder, and

WHEREAS, more than 660,000 adults and 181,000 children in the state live with bipolar disorder, severe depression, schizophrenia, or another serious mental illness, and

WHEREAS, mental health is essential to achieving one's full potential, and mental illness can affect the ability of an individual to carry out daily tasks, establish and maintain relationships, or pursue other fundamental endeavors, and

WHEREAS, it is estimated that approximately \$193 billion in lost work earnings are a result of serious mental illnesses, and

WHEREAS, according to the American College Health Association's Spring 2014 National College Health Assessment, 14.3 percent of college students were diagnosed with anxiety, 12 percent were diagnosed with depression, and 86.4 percent reported feeling overwhelmed by the expectations of college, and

WHEREAS, mental illnesses affect people of all ages and all walks of life, including first responders, who encounter stresses on the job which can contribute to or worsen depression, anxiety, and other mental health issues, and

WHEREAS, public awareness of mental health issues and the provision of mental health treatment in a caring and supportive atmosphere are vital for those struggling with mental illness, and there are many effective actions that organizations can take to promote mental health, NOW, THEREFORE,

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

That in recognition of the need to support the mental health of the citizens of this state, February 3-10, 2018, is recognized as "Mental Health Awareness Week" in Florida.

—was introduced, read, and adopted by publication.

SPECIAL GUESTS

Senator Galvano recognized his mother, Betty, who was present in the gallery.

BILLS ON THIRD READING

CS for SB 370—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; prohibiting moneys from the Land Acquisition Trust Fund from being used for specified costs; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 370** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

SB 146—A bill to be entitled An act relating to appointment of attorneys for dependent children with special needs; providing a short title; amending s. 39.01305, F.S.; requiring the payment of due process costs of litigation of all pro bono attorneys appointed to represent dependent children with certain special needs, subject to appropriations and review for reasonableness; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **SB 146** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Brandes	Galvano
Baxley	Braynon	Garcia
Bean	Broxson	Gibson
Benacquisto	Campbell	Grimsley
Book	Farmer	Hukill
Bracy	Flores	Hutson
Bradley	Gainer	Lee

Mayfield	Rodriguez	Stewart
Montford	Rouson	Taddeo
Passidomo	Simmons	Thurston
Perry	Simpson	Torres
Powell	Stargel	Young
Rader	Steube	

Nays—None

SB 192—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **SB 192** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

CS for CS for SB 140—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **CS for CS for SB 140** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bracy	Campbell
Baxley	Bradley	Farmer
Bean	Brandes	Flores
Benacquisto	Braynon	Gainer
Book	Broxson	Galvano

Garcia	Passidomo	Steube
Gibson	Perry	Stewart
Grimsley	Powell	Taddeo
Hukill	Rader	Thurston
Hutson	Rodriguez	Torres
Lee	Rouson	Young
Mayfield	Simmons	
Montford	Simpson	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for CS for SB 140**.

Yeas—31

Mr. President	Garcia	Rouson
Baxley	Gibson	Simmons
Bean	Hukill	Simpson
Book	Hutson	Steube
Bracy	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young
Gainer	Rader	
Galvano	Rodriguez	

SB 472—A bill to be entitled An act relating to the National Statuary Hall; requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune; providing for the transfer of ownership of the statue of General Edmund Kirby Smith to the state; requiring the Division of Cultural Affairs of the Department of State to take possession of the statue and make available for public display; providing that the act is an official request to the Joint Committee on the Library of Congress; requiring the Department of State to deliver copies of the act to certain persons on the act's effective date; providing an effective date.

—as amended January 24, was read the third time by title.

On motion by Senator Thurston, **SB 472**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 11:15 a.m.

SB 186—A bill to be entitled An act relating to the resign-to-run law; amending s. 99.012, F.S.; requiring an officer who qualifies for federal public office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; prescribing requirements for the written resignation; providing for an automatic irrevocable resignation in the event of noncompliance; specifying that a resignation creates a vacancy in office; revising an exception to the resign-to-run law; amending s. 121.121, F.S.; conforming a cross-reference; providing an effective date.

—as amended January 24, was read the third time by title.

On motion by Senator Hutson, **SB 186**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Galvano	Rader
Baxley	Garcia	Rodriguez
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Mayfield	Steube
Broxson	Montford	Taddeo
Flores	Passidomo	Thurston
Gainer	Perry	Young

Nays—7

Bracy	Gibson	Torres
Braynon	Rouson	
Farmer	Stewart	

Vote after roll call:

Yea—Lee

Yea to Nay—Thurston

CS for CS for SB 98—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer”; defining the term “urgent care situation”; prohibiting prior authorization forms from requiring certain information; authorizing the Financial Services Commission to adopt certain rules; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization by specified means; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; defining terms; requiring health insurers to publish on their websites and provide to insureds in writing a procedure for insureds and health care providers to request protocol exceptions; specifying requirements for such procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of their authorizations or denials; requiring authorizations or denials to specify certain information; requiring health insurers to grant protocol exception requests under certain circumstances; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

—as amended January 24, was read the third time by title.

On motion by Senator Steube, **CS for CS for SB 98**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bean	Book
Baxley	Benacquisto	Bracy

Bradley	Hukill	Simmons
Brandes	Hutson	Simpson
Braynon	Lee	Stargel
Broxson	Mayfield	Steube
Farmer	Montford	Stewart
Flores	Passidomo	Taddeo
Gainer	Perry	Thurston
Galvano	Powell	Torres
Garcia	Rader	Young
Gibson	Rodriguez	
Grimsley	Rouson	

Nays—None

CS for SB 118—A bill to be entitled An act relating to the visitation of schools by state legislators; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **CS for SB 118** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Rodriguez
Baxley	Garcia	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for CS for SB 568—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising the definition of the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising penalties; providing an effective date.

—as amended January 24, was read the third time by title.

On motion by Senator Young, **CS for CS for SB 568**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Broxson	Hukill
Baxley	Campbell	Hutson
Bean	Farmer	Lee
Benacquisto	Flores	Mayfield
Book	Gainer	Montford
Bracy	Galvano	Passidomo
Bradley	Garcia	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader

Rodriguez	Stargel	Thurston
Rouson	Steube	Torres
Simmons	Stewart	Young
Simpson	Taddeo	

Nays—None

SPECIAL RECOGNITION

Senator Gibson recognized Senator Thurston, who celebrated his birthday yesterday.

MOTIONS

Senator Benacquisto moved that the Senate adjourn upon the dissolution of the Senate Reunion to reconvene at 2:30 p.m., Thursday, February 1 or upon call of the President. The motion was adopted.

SENATE REUNION

The following former members of the Senate in attendance for the 2018 Senate Reunion were welcomed by the President: Joseph Abruzzo; Thad Altman; Ellyn Bogdanoff; Charlie Bronson; Walter “Skip” Campbell; Don Childers; Rick Dantzler; Alex Diaz de la Portilla; Vince Fachtel; Steve Geller; Bill Gunter; Mattox Hair; Karen Johnson Gendron; Dennis Jones; Curt Kiser; Bob McKnight; Tom McPherson; Matthew Meadows; Richard “Dick” Pettigrew; Van Poole; Nan Rich; Debby Sanderson; Burt Saunders; Jim Scott; Bruce Smathers; Javier Souto; and Paul Steinberg.

By direction of the President, the Secretary read the names of the former Senators who have passed away since the last reunion: C. Welborn Daniel; Greg Evers; Arnett Girardeau; Richard H. “Dick” Langley; Gerald S. “Jerry” Rehm; Bob Saunders; Samuel E. Teague, Jr.; and Lee Weissenborn.

The President recognized the following former Senate Presidents: Jim Scott, 1994-1996; and Tom Lee, 2004-2006, currently serving in the Senate.

By direction of the President, a video was shown in tribute to the former Senate Presidents and former Senators.

Group photographs were taken of former Senate Presidents and all current and former Senators.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bill to be placed on the Special Order Calendar for Wednesday, January 31, 2018: CS for CS for SB 540.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Commerce and Tourism recommends the following pass: SB 1224

The Committee on Community Affairs recommends the following pass: SB 1426

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

The Committee on Judiciary recommends the following pass: SB 694

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1328

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends the following pass: SB 1580

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

The Committee on Judiciary recommends the following pass: SB 1042

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

The Committee on Regulated Industries recommends the following pass: SB 1076

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

The Committee on Judiciary recommends the following pass: CS for SB 514; SM 940; SB 1028; SM 1382

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1594

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1442

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 766

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1874

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 1388

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 1450; SB 1646; SB 1714

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1282

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1214

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1628

The Committee on Health Policy recommends a committee substitute for the following: SB 1850

The Committee on Judiciary recommends a committee substitute for the following: SB 46

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 624

The Committee on Education recommends a committee substitute for the following: SB 1254

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1574

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

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 396; SB 920

The Committee on Judiciary recommends a committee substitute for the following: SB 1348

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 538; SB 688; SJR 1742

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

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: CS for SB 324

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Galvano—

CS for SB 46—A bill to be entitled An act for the relief of Ramiro Companioni, Jr., by the City of Tampa; providing for an appropriation to compensate Mr. Companioni for injuries sustained as a result of the negligence of an employee of the City of Tampa; providing a limitation on the payment of compensation and fees; providing an effective date.

By the Committees on Commerce and Tourism; and Banking and Insurance; and Senators Hukill, Young, and Hutson—

CS for CS for SB 396—A bill to be entitled An act relating to motor vehicle insurance coverage for windshield glass; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; providing an effective date.

By the Committee on Criminal Justice; and Senator Young—

CS for SB 624—A bill to be entitled An act relating to drones; amending s. 330.41, F.S.; redefining the term “critical infrastructure facility”; amending s. 934.50, F.S.; authorizing the use of a drone if a law enforcement agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to facilitate the collection of evidence at a crime scene or traffic crash scene; authorizing the use of a drone by a local or state agency when used in the assessment of damage, flood state, wildfire, or land management, or the monitoring and collection of scientific or marketing data; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bean—

CS for SB 766—A bill to be entitled An act relating to the tax exemption on aircraft sales or leases; amending s. 212.08, F.S.; exempting all aircraft sales or leases, rather than the sales or leases of certain aircraft, from the sales and use tax; defining the term “aircraft”; deleting the definition of the term “common carrier” to conform to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Bradley and Braynon—

CS for SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to federal law; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a

drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 1214—A bill to be entitled An act relating to child exploitation; amending s. 16.56, F.S.; revising the offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; amending s. 39.01, F.S.; conforming provisions to changes made by the act; amending s. 39.0132, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Children and Families which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending s. 39.0139, F.S.; revising the types of offenses that create a rebuttable presumption of detriment for judicial determinations related to contact between a parent or caregiver and certain child victims; conforming provisions to changes made by the act; amending s. 39.301, F.S.; conforming provisions to changes made by the act; amending s. 39.509, F.S.; revising the offenses that may be considered in determining whether grandparental visitation is in the child's best interest; conforming provisions to changes made by the act; amending s. 90.404, F.S.; conforming provisions to changes made by the act; amending s. 92.56, F.S.; revising the offenses for which a criminal defendant may seek an order of disclosure for certain confidential and exempt court records, for which the state may use a pseudonym instead of the victim's name, and for which a publication or broadcast of trial testimony may not include certain victim identifying information; conforming provisions to changes made by the act; amending ss. 92.561, 92.565, and 435.04, F.S.; conforming provisions to changes made by the act; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; conforming provisions to changes made by the act; amending s. 456.074, F.S.; revising the offenses for which the licenses of massage therapists and massage establishments must be suspended; conforming provisions to changes made by the act; amending ss. 480.041 and 480.043, F.S.; revising the offenses for which applications for licensure as a massage therapist or massage establishment must be denied; conforming provisions to changes made by the act; amending s. 743.067, F.S.; revising the offenses for which an unaccompanied homeless youth may consent to specified treatment, care, and examination; conforming provisions to changes made by the act; amending ss. 772.102 and 775.082, F.S.; conforming provisions to changes made by the act; amending s. 775.0847, F.S.; revising definitions; conforming provisions to changes made by the act; amending ss. 775.0877, 775.21, 775.215, 784.046, and 794.0115, F.S.; conforming provisions to changes made by the act; amending s. 794.024, F.S.; revising the offenses for which certain victim information may not be disclosed by public employees or officers; providing penalties; conforming provisions to changes made by the act; amending s. 794.056, F.S.; conforming provisions to changes made by

the act; creating s. 794.10, F.S.; providing definitions; authorizing subpoenas in certain investigations of offenses involving child victims and other specified offenses and specifying requirements therefor; providing for specified reimbursement of witnesses; authorizing certain motions; requiring nondisclosure of the existence or contents of the subpoenas in certain circumstances; providing exceptions to such nondisclosure requirement; requiring certain notice to be provided in a subpoena that contains a nondisclosure requirement; exempting certain records, objects, and other information from production; providing for the return of records, objects, and other information produced; specifying time periods within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review and extension of such nondisclosure requirements and specifying requirements therefor; amending s. 796.001, F.S.; conforming provisions to changes made by the act; repealing s. 827.071, F.S., relating to sexual performance by a child; amending s. 847.001, F.S.; revising definitions; creating s. 847.003, F.S.; providing definitions; prohibiting a person from using a child in a sexual performance or promoting a sexual performance by a child; providing penalties; amending s. 847.0135, F.S.; providing for separate offenses of computer pornography and child exploitation under certain circumstances; conforming provisions to changes made by the act; amending s. 847.01357, F.S.; conforming provisions to changes made by the act; amending s. 847.0137, F.S.; revising and providing definitions; prohibiting a person from possessing, with the intent to promote, child pornography; prohibiting a person from knowingly possessing, controlling, or intentionally viewing child pornography; providing penalties; providing application and construction; providing for separate offenses of transmission of child pornography under certain circumstances; amending ss. 856.022, 895.02, 905.34, and 934.07, F.S.; conforming provisions to changes made by the act; amending s. 938.085, F.S.; revising the offenses for which a surcharge to be deposited into the Rape Crisis Program Trust Fund must be imposed; conforming provisions to changes made by the act; amending s. 938.10, F.S.; revising the offenses for which an additional court cost must be imposed; conforming provisions to changes made by the act; amending ss. 943.0435, 943.04354, 943.0585, 943.059, 944.606, 944.607, 947.1405, 948.03, and 948.04, F.S.; conforming provisions to changes made by the act; amending s. 948.06, F.S.; revising the offenses that constitute a qualifying offense for purposes relating to a violation of probation or community control; conforming provisions to changes made by the act; amending ss. 948.062, 948.101, 948.30, 948.32, 960.03, and 960.197, F.S.; conforming provisions to changes made by the act; amending s. 985.04, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Juvenile Justice which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending ss. 985.475 and 1012.315, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking the offense of solicitation of a child via a computer service while misrepresenting one's age on the offense severity ranking chart; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; reenacting ss. 39.402(9)(a), 39.506(6), 39.509(6)(b), 39.521(3)(d), 39.806(1)(d) and (n), 63.089(4)(b), 63.092(3), 68.07(3)(i) and (6), 92.55(1)(b), 92.605(1)(b), 322.141(3), 381.004(2)(h), 384.29(1)(c) and (3), 390.01114(2)(b) and (e), 393.067(4)(h), (7), and (9), 394.495(4)(p), 394.9125(2)(a), 397.4872(2)(a) and (c), 435.07(4)(b), 507.07(9), 655.50(3)(g), 741.313(1)(e), 775.084(4)(j), 775.0862(2), 775.13(4)(e) and (f), 775.21(3)(b), (5)(d), (6)(f), and (10)(c), 775.24(2), 775.25, 775.261(3)(b), 784.049(2)(d), 794.011(2)(a), (3), (4), and (5), 794.03, 794.075(1), 847.002(1)(b), (2), and (3), 847.012(3)(b), 847.01357(3), 847.0138(2) and (3), 896.101(2)(h) and (10), 903.0351(1)(b) and (c), 903.046(2)(m), 905.34(3), 921.0022(3)(g), 921.141(6)(o), 943.0435(3), (4)(a), and (5), 943.0436(2), 943.325(2)(g), 944.11(2), 944.607(4)(a) and (9), 944.608(7), 944.609(4), 944.70(1), 947.13(1)(f), 947.1405(2)(c) and (12), 947.141(1), (2), and (7), 948.013(2)(b), 948.06(8)(b) and (d), 948.063, 948.064(4), 948.08(7)(a), 948.12(3), 948.30(3)(b) and (4), 948.31, 951.27, 960.003(2)(a) and (b) and (3)(a), 960.065(5), 984.03(2), 985.0301(5)(c), 985.04(6)(b), 985.441(1)(c), 985.4815(9), and 1012.467(2)(g), F.S., relating to placement in a shelter, arraignment hearings, grandparents rights, disposition hearings,

grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, report to the court of intended placement by an adoption entity, change of name, proceedings involving certain victims or witnesses, production of certain records, color or markings of certain licenses or identification cards, HIV testing, confidentiality, the Parental Notice of Abortion Act, facility licensure, the child and adolescent mental health system of care, authority of a state attorney to refer a person for civil commitment, exemption from disqualification, exemptions from disqualification, violations by movers or moving brokers, Florida Control of Money Laundering and Terrorist Financing in Financial Institutions Act, unlawful action against employees seeking protection, violent career criminals, habitual felony offenders, and habitual violent felony offenders, sexual offenses against students by authority figures, registration of convicted felons, the Florida Sexual Predators Act, duty of the court to uphold laws governing sexual predators and sexual offenders, prosecutions for acts or omissions, career offender registration, sexual cyberharassment, sexual battery, publishing or broadcasting information identifying sexual offense victims, sexual predators and erectile dysfunction drugs, child pornography prosecutions, sale or distribution of harmful materials to minors or using minors in production, civil remedies for exploited children, transmission of material harmful to minors to a minor by electronic device or equipment, the Florida Money Laundering Act, restrictions on pretrial release pending probation-violation hearings or community-control-violation hearings, purposes of and criteria for bail determination, the powers and duties of a statewide grand jury, the offense severity ranking chart of the Criminal Punishment Code, sentence of death or life imprisonment for capital felonies, sexual offenders required to register with the Department of Law Enforcement, duty of the court to uphold laws governing sexual predators and sexual offenders, DNA database, regulation by the Department of Corrections of the admission of books, notification to the Department of Law Enforcement of information on sexual offenders, notification to the Department of Law Enforcement concerning career offenders, career offenders and notification upon release, conditions for release from incarceration, powers and duties of the Florida Commission on Offender Review, the conditional release program, violations of conditional release, control release, or conditional medical release or addiction-recovery supervision, administrative probation, violation of probation or community control, violations of probation or community control by designated sexual offenders and predators, notification of status as a violent felony offender of special concern, the pretrial intervention program, intensive supervision for postprison release of violent offenders, additional terms and conditions of probation or community control for certain sex offenses, the evaluation and treatment of sexual predators and offenders on probation or community control, blood tests of inmates, hepatitis and HIV testing for persons charged with or alleged by petition for delinquency to have committed certain offenses, eligibility for victim assistance awards, definitions relating to children and families in need of services, jurisdiction, oaths, records, and confidential information, commitment, notification to Department of Law Enforcement of information on juvenile sexual offenders, and contractors permitted access to school grounds, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Education; and Senators Passidomo and Book—

CS for SB 1254—A bill to be entitled An act relating to early learning; amending s. 1002.81, F.S.; revising the definition of “at-risk child”; amending s. 1002.82, F.S.; revising the duties of the Office of Early Learning; revising the standard statewide contract for providers; providing that failing to meet certain measures for a specified period is cause for termination of a provider; providing for the development of a program assessment for school readiness providers; providing program assessment requirements; requiring the office to set a payment differential for certain providers; revising the requirement for an analysis of early learning activities throughout the state; amending s. 1002.84, F.S.; conforming a cross-reference; amending s. 1002.85, F.S.; revising the required contents of the school readiness program plan each early learning coalition must submit; amending s. 1002.87, F.S.; revising the

priority criteria for participation in the school readiness program; amending s. 1002.88, F.S.; revising school readiness provider requirements for program participation; conforming cross-references; amending s. 1002.89, F.S.; providing for the use of specified funds for a required assessment; amending s. 1002.92, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

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

CS for SB 1282—A bill to be entitled An act relating to residential property insurance; amending s. 627.7011, F.S.; revising a mandatory homeowner’s insurance policy disclosure regarding the absence of law and ordinance and flood insurance coverage; requiring insurers issuing such policies to include the disclosure with the policy documents upon the initial issuance of the policy and each renewal; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Perry—

CS for SB 1348—A bill to be entitled An act relating to community development districts; amending s. 190.046, F.S.; authorizing sufficiently contiguous lands located within the county or municipality which a petitioner anticipates adding to the boundaries of a new community development district to also be identified in a petition to establish the new district under certain circumstances; providing requirements for the petition; providing notification requirements for the petition; prohibiting a parcel from being included in the district without the written consent of the owner of the parcel; authorizing a person to petition the county or municipality to amend the boundaries of the district to include a certain parcel after establishment of the district; prohibiting a filing fee for such petition; providing requirements for the petition; requiring the person to provide the petition to the district and to the owner of the proposed additional parcel before filing the petition with the county or municipality; requiring the county or municipality to process the addition of the parcel to the district as an amendment to the ordinance that establishes the district once the petition is determined sufficient and complete; authorizing the county or municipality to process all such petitions even if the addition exceeds specified acreage; providing notice requirements for the intent to amend the ordinance establishing the district; providing that the amendment of a district by the addition of a parcel does not alter the transition from landowner voting to qualified elector voting; requiring the petitioner to cause to be recorded a certain notice of boundary amendment upon adoption of the ordinance expanding the district; providing construction; providing an effective date.

By the Committee on Education; and Senator Garcia—

CS for SB 1388—A bill to be entitled An act relating to pre-apprenticeship and apprenticeship programs; establishing the Task Force on Apprenticeship Expansion within the Department of Economic Opportunity; defining terms; specifying the duties of the task force; requiring the task force to be comprised of certain members appointed by a specified date; providing requirements for meetings of the task force; requiring task force members to serve without compensation; requiring the department and the Department of Education to provide specified assistance to the task force; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for the future expiration of the task force; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 1442—A bill to be entitled An act relating to Early Childhood Court programs; creating s. 39.01304, F.S.; providing legislative findings and intent; requiring the program to incorporate specified components to be considered an early childhood court; authorizing the courts to create early childhood court programs; requiring the office to coordinate with the appropriate circuit court to employ and train a community coordinator for each program site; authorizing the office to

hire a statewide community coordinator; authorizing the use of an alternative coordination system; requiring the office to contract with certain university based centers; requiring a contracted center to hire a statewide clinical consultant for specified purposes; requiring the office, in partnership with the center and within appropriated funds, to provide training to program court teams; requiring the Florida Institute for Child Welfare to conduct an evaluation of the program's impact in consultation with the Department of Children and Families, the office, and the center; requiring the evaluation to include certain data and recommendations; requiring the institute to submit the results of its evaluation to the Governor and the Legislature by a specified date; requiring the institute to submit annual reports; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Steube—

CS for SB 1450—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.099, F.S.; providing definitions; authorizing eligible organizations to receive a refund of a specified amount of certain sales taxes collected if such amount is used for certain purposes relating to job training and employment services; specifying the annual maximum allowable tax refund for such organizations; providing requirements for receiving the refund; authorizing the Department of Economic Opportunity to certify organizations; authorizing the Department of Revenue to audit, within a certain timeframe, any refund issued; providing the applicable interest rate on overpayments and payments to ineligible organizations; providing that an eligible organization comprised of commonly owned and controlled entities is a single organization; requiring eligible organizations to provide an annual report to the Department of Economic Opportunity; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Taddeo—

CS for SB 1574—A bill to be entitled An act relating to licensure of unarmed security guards; amending s. 493.6303, F.S.; authorizing security officer training classes to be offered online under certain circumstances; requiring the Department of Agriculture and Consumer Services to establish reporting requirements for verification of training submission; amending s. 493.6304, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 1594—A bill to be entitled An act relating to nursing; amending s. 464.003, F.S.; defining the term “advanced practice registered nurse”; deleting the terms “advanced registered nurse practitioner”, “clinical nurse specialist” and “clinical nurse specialist practice,” to conform to changes made by the act; repealing s. 464.0115, F.S., relating to the certification of clinical nurse specialists; amending s. 464.012, F.S.; requiring any nurse desiring to be licensed as an advanced practice registered nurse to apply to the Department of Health, submit proof that he or she holds a current license to practice professional nursing, and meet one or more specified requirements as determined by the Board of Nursing; authorizing the board to adopt rules to provide for provisional state licensure of certified nurse midwives, certified nurse practitioners, certified registered nurse anesthetists, clinical nurse specialists, and psychiatric nurses for a specified period of time; requiring the department and the board to establish a transition process for converting certain certified practitioners to licensed practitioners; authorizing certain certified practitioners to continue practicing advanced nursing during a specified period of time; providing construction; providing an expiration date for provisions relating to the transition from certification to licensure; conforming provisions to changes made by the act; amending s. 960.28, F.S.; conforming a cross-reference; amending ss. 39.303, 39.304, 90.503, 110.12315, 121.0515, 252.515, 310.071, 310.073, 310.081, 320.0848, 381.00315, 381.00593, 383.14, 383.141, 384.27, 390.0111, 390.012, 394.455, 395.0191, 397.311, 397.4012, 397.427, 397.679, 397.6793, 400.021, 400.462, 400.487, 400.506, 400.9973, 400.9974, 400.9976, 400.9979, 401.445, 409.905, 409.908, 409.973, 429.918, 456.0391, 456.0392, 456.041, 456.048,

456.072, 456.44, 458.3265, 458.331, 458.348, 459.0137, 459.015, 459.025, 464.003, 464.004, 464.013, 464.015, 464.016, 464.018, 464.0205, 467.003, 480.0475, 483.041, 483.801, 486.021, 490.012, 491.0057, 491.012, 493.6108, 627.357, 627.6471, 627.6472, 627.736, 633.412, 641.3923, 766.103, 766.1115, 766.1116, 766.118, 794.08, 893.02, 893.05, 943.13, 948.03, 1002.20, 1002.42, 1006.062, 1009.65, 1009.66, and 1009.67, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Ethics and Elections; and Senators Book, Benacquisto, Taddeo, and Rodriguez—

CS for SB 1628—A bill to be entitled An act relating to sexual harassment; amending s. 11.045, F.S.; revising requirements for rules governing the registration of lobbyists who lobby the Legislature; creating s. 11.9006, F.S.; creating the Task Force on the Prevention of Sexual Harassment and Misconduct; requiring that the task force meet at 4-year intervals beginning on a specified date; providing for the staffing and the composition of the task force; prescribing duties of and requirements for the task force; requiring the task force to report its findings and recommendations to the Governor and the Legislature before a specified date; authorizing reimbursement for per diem and travel expenses; creating s. 112.3126, F.S.; providing definitions; prohibiting public officers, qualified candidates, agency employees, and lobbyists from sexually harassing any person; prohibiting public officers, qualified candidates, agency employees, and lobbyists from taking any retaliatory action against an individual for filing a complaint alleging certain violations; prohibiting the intentional or reckless disclosure of identifying information of the complainant under specified circumstances; requiring an individual who gains personal knowledge of an alleged violation to report it to the Commission on Ethics or the appropriate agency within a specified timeframe; prohibiting an individual from knowingly or recklessly filing a materially false complaint; authorizing an alleged victim to have a victim advocate and attorney present in any commission hearings held in response to a complaint or referral; amending s. 112.313, F.S.; defining the term “favor”; prohibiting an individual from offering or providing sexual favors, or offering or engaging in sexual conduct, in an effort to influence a public officer or employee or obtain his or her goodwill; defining the term “benefit”; amending ss. 112.3144 and 112.3145, F.S.; requiring certification of review of sexual harassment laws and policies on full and public disclosure of financial interests or statement of financial interests beginning on a specified date; specifying that failure to certify such review does not constitute an immaterial, inconsequential, or de minimis error or omission; reenacting and amending s. 112.317, F.S., relating to penalties for violations of the Code of Ethics for Public Officers and Employees; specifying penalties for certain violations of the act; requiring certain penalties to be paid into the Crimes Compensation Trust Fund; amending s. 112.3215, F.S.; revising requirements for registration of lobbyists who register to lobby before the executive branch or the Constitution Revision Commission; amending s. 112.324, F.S.; waiving the requirement that complaints alleging certain violations of the act be signed under oath or affirmation; authorizing a designated agency official to refer complaints alleging sexual harassment or sexual misconduct to the Commission on Ethics; specifying that the personal identifying information of an alleged victim of sexual harassment contained in a complaint or referral and in related materials remains confidential and exempt from public records requirements; requiring the commission to report its findings and recommendations to the proper disciplinary official or body upon finding a violation of the act; requiring the proper disciplinary official or body to impose penalties within a specified timeframe; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Montford and Gainer—

CS for SB 1646—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; providing that regional rural development grants may be used to hire regional economic development organization professional staff; authorizing the use of matching grant funds to provide technical assistance to certain entities; increasing the annual maximum amount of grant funding that specified

economic development organizations may receive; revising the amount of nonstate matching funds required; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; deleting a provision authorizing the Department of Economic Opportunity to contract for the development of certain enterprise zone web portals or websites; amending s. 288.0655, F.S.; providing that improving access to and availability of broadband Internet service may be included in a project that is eligible for rural infrastructure grant funds; extending the date by which the department is required to reevaluate certain guidelines and criteria; revising the factors that the department must consider when awarding grant funds; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Perry—

CS for SB 1714—A bill to be entitled An act relating to economic development and tourism promotion accountability; amending s. 11.45, F.S.; authorizing the Auditor General to audit certain accounts and records; creating s. 288.0751, F.S.; defining terms; providing requirements for the operation of economic development agencies; requiring specified persons to file an annual disclosure of certain interests; providing requirements for such disclosure; requiring board members to serve without compensation; authorizing per diem and travel expenses for certain persons paid from specified funds; prohibiting specified persons from receiving public compensation in excess of a certain amount; prohibiting certain performance bonuses and severance pay except under certain circumstances; subjecting certain persons to a specified code of ethics; requiring an economic development agency to take certain actions regarding a significant potential conflict of interest; limiting lodging expenses for certain persons; providing an exception; authorizing certain persons to expend their own funds in excess of the lodging expense limit; prohibiting the expenditure of economic development agency funds on certain items unless authorized by law; prohibiting specified persons from accepting certain items from specified entities under certain circumstances; requiring that contracts include specified information; requiring that certain contracts be submitted to the governing body of the local governmental entity and published on such entity's website within a certain timeframe; prohibiting an economic development agency from executing certain contracts without obtaining a majority vote of the governing body of the local governmental entity; requiring an economic development agency to submit a report of financial data to the governing body of a local governmental entity and publish such report on its website within a certain timeframe; requiring that the financial data include certain items; requiring that an economic development agency's website contain certain information; specifying that certain records are public records; requiring an economic development agency to provide online access to certain information; requiring an economic development agency to provide the Department of Economic Opportunity with a certain website address; requiring the department to publish and maintain a directory of certain information; prohibiting an economic development agency from receiving or expending public funds while in violation of certain requirements; requiring the Auditor General to conduct certain audits and report to certain persons if certain violations are found; providing that it is unlawful to knowingly and willfully make materially false or misleading statements, provide false or misleading information, fail to report certain information, or purposefully avoid specified requirements; providing civil and criminal penalties; providing applicability; requiring a local governmental entity to cease and desist from transferring or providing public funds to an economic development agency that fails to comply with this section; creating s. 288.12261, F.S.; defining terms; providing requirements for the operation of tourism promotion agencies; requiring board members to serve without compensation; prohi-

biting specified persons from receiving public compensation in excess of a certain amount; prohibiting certain performance bonuses and severance pay except under certain circumstances; requiring that contracts include specified information; requiring a tourism promotion agency to submit a report of financial data to the governing body of the local governmental entity and publish such report on its website within a certain timeframe; requiring that the financial data include certain items; prohibiting a tourism promotion agency from receiving or expending public funds while in violation of certain requirements; requiring a local governmental entity to maintain and provide online access to certain information; requiring a local governmental entity to provide the department with a certain website address; requiring the department to publish and maintain a directory of certain information; amending s. 125.0104, F.S.; requiring the governing board of a county to review certain proposed contracts and certifications relating to potential conflicts of interest and mitigation plans; requiring the governing board of a county that imposes a tourist development tax to provide online access to certain information; amending ss. 288.1226 and 288.904, F.S.; revising financial data required to be included in an annual report; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Stewart—

CS for SB 1850—A bill to be entitled An act relating to public records; amending s. 406.135, F.S.; revising the definition of the term "medical examiner"; providing that a legal guardian shall have access, under certain circumstances, to a photograph or video or audio recording of an autopsy held by a medical examiner; providing that a legal guardian shall be given reasonable notice of, a copy of, and reasonable notice of an opportunity to be present and heard at any hearing on a petition to view or make a copy of such photograph or recording under certain circumstances; providing an exemption from public records requirements for a specified time after the medical examiner has completed the autopsy report; providing for future legislative review and repeal of the exemption; providing criminal penalties for any custodian of an autopsy report or a certain record who willfully and knowingly violates specified provisions; providing retroactive applicability; providing a statement of public necessity; providing an effective date.

By the Committee on Health Policy; and Senators Passidomo and Stargel—

CS for SB 1874—A bill to be entitled An act relating to emergency power for nursing home and assisted living facilities; amending s. 400.23, F.S.; requiring the Agency for Health Care Administration, in consultation with the Department of Health and the Department of Elderly Affairs, to adopt and enforce rules requiring each facility to have an emergency power source and a supply of fuel which meet certain criteria by a specified date; requiring the agency to adopt rules establishing minimum criteria for a comprehensive emergency management plan that includes a plan to monitor residents and a plan to transport them in certain situations to avoid complications from heat exposure; amending s. 429.41, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health, to adopt and enforce rules requiring each facility to maintain an emergency power source and a supply of fuel which meet certain criteria by a specified date and requiring facilities to have a certain carbon monoxide alarm installed which meets certain requirements; requiring the Department of Elderly Affairs to establish minimum criteria for a comprehensive emergency management plan that includes a plan to monitor residents and transport them in certain situations to avoid complications from heat exposure; providing an effective date.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Architecture and Interior Design		
Appointee:	Jernigan, Gerald Steven, Pensacola	10/31/2021
Barbers' Board		
Appointee:	Whitfield, Robert Paul, Pensacola	10/31/2021
Board of Chiropractic Medicine		
Appointee:	Hunt, Julie Mayer, Crystal Beach	10/31/2021
Board of Trustees of Gulf Coast State College		
Appointee:	Crisp, Donald R., Panama City	05/31/2021
Board of Trustees of Lake-Sumter State College		
Appointee:	Morris, Timothy "Tim," Confidential pursuant to s. 119.071(4), F.S.	05/31/2021
Board of Nursing		
Appointee:	Johnson, Diane, St. Augustine	10/31/2020

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Metz, Ahern, Grant, J.—

HB 5—A bill to be entitled An act relating to state officer post-service lobbying restrictions; amending s. 112.313, F.S.; prohibiting legislators and statewide elected officers from personally representing another person or entity for compensation before any state government body or state agency except judicial tribunals for a specified time period following vacation of office; deleting a prohibition on a former legislator from acting as a lobbyist before an executive branch agency, agency official, or employee for a specified period following vacation of office; providing applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Burton, Ahern—

HB 7—A bill to be entitled An act relating to local government fiscal transparency; amending s. 11.40, F.S.; expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending ss. 125.045 and 166.021, F.S.; revising reporting requirements for certain local government economic development incentives; transferring and renumbering s. 218.80, F.S.; creating pt. VIII of ch. 218, consisting of sections 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title; specifying purpose of the local government fiscal transparency requirements; providing definitions; requiring local governments to post certain voting record information on their websites; requiring the posting of specified links to related sites if certain documentation or details are available; requiring property appraisers to post certain property tax information

and history on their websites; requiring local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings prior to certain increases of local government tax levies or issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; requiring local governments to conduct certain debt affordability analyses under specified conditions; requiring audits of local governments to include affidavits signed by the chair of the local government governing board providing specified information to accompany audits of local governments and filed with the Auditor General; providing a method for local governments that do not operate a website to post certain required information; amending s. 218.32, F.S.; conforming a cross-reference; providing this act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 9 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Metz, Ahern, Altman, Boyd, Byrd, Drake, Eagle, Fant, Grant, J., Gruters, Hager, Hahnfeldt, Killebrew, Leek, McClain, McClure, Olszewski, Payne, Rodrigues, Rommel, Spano, Stone, White, Williamson, Yarborough—

CS for HB 9—A bill to be entitled An act relating to federal immigration enforcement; providing a short title; creating chapter 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to comply with and support the enforcement of federal immigration law; specifying duties concerning certain arrested persons; specifying duties concerning immigration detainees; prohibiting restrictions by such entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing requirements concerning certain criminal defendants subject to immigration detainees or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an unauthorized alien under certain circumstances; providing an exception to reporting requirements for crime victims or witnesses; requiring recordkeeping relating to crime victim and witness cooperation in certain investigations; authorizing a board of county commissioners to adopt an ordinance to recover costs for complying with an immigration detainer; authorizing local governmental entities and law enforcement agencies to petition the Federal Government for reimbursement of certain costs; requiring report of violations; providing penalties for failure to report a violation; providing whistle-blower protections for persons who report violations; requiring the Attorney General to prescribe the format for submitting complaints; providing requirements for entities to comply with document requests from state attorneys concerning violations; providing for investigation of possible violations; providing for injunctive relief and civil penalties; providing for venue; requiring written findings; prohibiting the expenditure of public funds for specified purposes; providing a cause of action for personal injury or wrongful death attributed to a sanctuary policy; providing that a trial by jury is a matter of right; requiring written findings; providing for applicability to certain education records; prohibiting discrimination on specified grounds; providing for implementation; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 11, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Metz, Ahern, Grant, J., Stevenson—

CS for HB 11—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner, may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; defining the term "statewide travel management system"; requiring agencies and the judicial branch to report certain travel information of public officers and employees in the statewide travel management system; requiring executive branch state agencies and the judicial branch to use the statewide travel management system for certain purposes; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising membership for the audit committee; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; requiring an auditor to include certain information in a management letter; requiring the chair of a governmental entity's governing body to submit an affidavit containing certain information when the entity contracts with an auditor to conduct an audit; providing requirements and procedures for selecting an auditor; requiring the Legislative Auditing Committee to determine whether a governmental entity should be subject to state action under certain circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending s. 218.503,

F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 13 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Avila, Diaz, M., Caldwell, Eagle—

HB 13—A bill to be entitled An act relating to sports franchise facilities; creating s. 288.11633, F.S.; prohibiting a sports franchise from constructing, reconstructing, renovating, or improving a facility on leased public land; requiring that a lease of a facility on public land by a sports franchise or a sale of public land for a sports franchise facility be at fair market value; providing requirements for a contract to fund the construction, reconstruction, renovation, or improvement of a facility; defining the terms "facility" and "sports franchise"; specifying that the act does not impair contracts entered into before July 1, 2018; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 15 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Beshears, Ahern, Fischer, Grant, J., Spano—

HB 15—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms "restricted barber" and "restricted barbering"; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; revising definitions; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite li-

cense to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; revising definitions; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 492.104, F.S.; making conforming and technical changes; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 17 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Raburn, Ahern—

CS for HB 17—A bill to be entitled An act relating to community redevelopment agencies; amending s. 112.3142, F.S.; specifying ethics training requirements for community redevelopment agency commissioners; amending s. 163.356, F.S.; requiring a county or municipality, by resolution, to petition the Legislature to create a new community redevelopment agency; establishing procedures for appointing members of the board of the community redevelopment agency; providing reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; establishing procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring publication of notices of reports; requiring reports to be available for inspection in designated places; requiring a community redevelopment agency to post annual reports and boundary maps on its website; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; requiring the creation of new community redevelopment agencies to occur by special act after a date certain; providing a phase-out period for existing community redevelopment agencies under specified circumstances; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Opportunity to declare inactive community redevelopment agencies that have reported no financial activity for a specified number of years; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring the Department of Economic Opportunity to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; specifying the level of tax increment financing that the governing body may establish for funding the redevelopment trust fund; revising requirements for the expenditure of redevelopment trust fund proceeds; re-

vising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide annual budget to county commission; specifying allowed expenditures from the annual budget; revising requirements for use of moneys in the redevelopment trust fund for specific redevelopment projects; revising requirements for the annual audit; requiring the audit to be included with the financial report of the county or municipality that created the community redevelopment agency; amending s. 218.32, F.S.; requiring county and municipal governments to submit community redevelopment agency annual audit reports as part of an annual report; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide to the Department of Economic Opportunity a list of community redevelopment agencies with no revenues, no expenditures, and no debts; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 19, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Grall, Grant, J., Hahnfeldt—

CS for HB 19—A bill to be entitled An act relating to motor vehicle insurance; providing a short title; amending s. 316.646, F.S.; revising security requirements for a motor vehicle owner or operator; amending s. 324.011, F.S.; revising legislative intent and purpose; creating s. 324.015, F.S.; excluding personal injury protection from motor vehicle insurance policies issued or renewed on or after a specified date; providing conditions for policies entered into by a specified date; requiring an insurer to permit an insured to change coverages under specified circumstances; providing notice requirements; providing that notice is subject to approval by the Office of Insurance Regulation; providing applicability; amending s. 324.021, F.S.; revising the definition of the terms "motor vehicle" and "proof of financial responsibility" to exclude an exemption relating to owner compliance and to increase the minimum amount of motor vehicle liability coverage required by insureds, respectively; conforming a cross-reference; amending s. 324.022, F.S.; revising financial responsibility requirements for owners and operators of motor vehicles; conforming a cross-reference; amending s. 324.0221, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing certain conditions for the suspension of a motor vehicle license or registration; amending s. 324.151, F.S.; providing definitions; revising provisions relating to certain motor vehicle liability policies; amending s. 324.161, F.S.; revising deposit requirements for self-insurers; amending s. 324.171, F.S.; revising conditions under which a person is able to obtain a certificate of self-insurance; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising a short title; amending ss. 626.9541 and 627.06501, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 627.727, F.S.; conforming provisions to changes made by the act; revising legal liability of an uninsured motorist coverage insurer; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., relating to Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to the application of the Florida Motor Vehicle No-Fault Law; amending ss. 318.18, 320.02, 320.0609, 320.27, 320.771, 322.251, 322.34, 324.032, 324.051, 324.091, 400.9905, 400.991, 400.9935, 409.901, 409.910, 456.057, 456.072, 626.989, 627.0652, 627.0653, 627.4132, 627.7263, 627.7275, 627.728, 627.7295, 627.748, 627.8405, 628.909, 705.184, 713.78, and 817.234, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 23 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Renner, Fitzenhagen, Spano—

HB 23—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; providing legislative intent regarding recovery care centers; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; including recovery care centers as facilities licensed under chapter 395, F.S.; creating s. 395.0171, F.S.; providing admission criteria for a recovery care center; requiring emergency care, transfer, and discharge protocols; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.1055, F.S.; authorizing the agency to establish separate standards for the care and treatment of patients in recovery care centers; amending s. 395.10973, F.S.; directing the agency to enforce special-occupancy provisions of the Florida Building Code applicable to recovery care centers; amending s. 408.802, F.S.; providing applicability of the Health Care Licensing Procedures Act to recovery care centers; amending s. 408.820, F.S.; exempting recovery care centers from specified minimum licensure requirements; amending ss. 385.211, 394.4787, 409.975, and 627.64194, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 35 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grant, M.—

HB 35—A bill to be entitled An act relating to patient safety culture surveys; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to develop surveys to assess patient safety culture in certain health care facilities; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; amending s. 408.810, F.S.; requiring the submission of patient safety culture survey data as a condition of licensure; amending ss. 400.991, 408.8065, and 408.820, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 41 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Toledo, Ahern, Altman, Fischer, Spano, White—

CS for HB 41—A bill to be entitled An act relating to pregnancy support and wellness services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding inclusion of religious content; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 53 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Jacobs, Abruzzo, Berman, Cortes, J., DuBose, Duran, Geller, Hager, Harrell, Jenne, Lee, Moraitis, Raschein, Richardson, Russell, Silvers, Slosberg, Stark, Willhite—

HB 53—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6001 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Avila, Ingoglia, Caldwell, Diaz, M., Eagle, Fischer, Hardemon—

HB 6001—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (89), F.S., relating to the definitions of "local hearing officer" and "traffic infraction detector"; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to failure to comply with a civil penalty; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6021 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Stevenson, Geller, Killebrew—

HB 6021—A bill to be entitled An act relating to the guardian ad litem direct-support organization; amending s. 39.8298, F.S.; abrogating the future repeal of provisions related to the guardian ad litem direct-support organization; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7003 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Public Integrity & Ethics Committee and Representative(s) Metz, Ahern—

HB 7003—A bill to be entitled An act relating to local government ethics reform; amending s. 112.313, F.S.; providing that contractual relationships held by business entities are deemed held by public officers or employees in certain situations; amending s. 112.3142, F.S.; requiring certain ethics training for governing board members of special districts and water management districts; authorizing certain continuing education to satisfy the ethics training requirement; deleting a requirement that the Commission on Ethics adopt certain rules relating to ethics training class course content; providing course content requirements; encouraging training providers to seek accreditation; amending s. 112.3143, F.S.; prohibiting governing board members of special districts or school districts from voting in an official capacity on specified matters; prohibiting county, municipal, or other local public officers or governing board members of special districts or school districts from participating in specified matters; amending s. 112.3144, F.S.; requiring certain mayors and members of a municipality governing body to file a full and public disclosure of financial interests; providing disclosure requirements; amending s. 112.3145, F.S.; providing disclosure requirements; providing applicability; amending s. 112.31455, F.S.; applying provisions relating to collecting unpaid fines for failing to file such disclosures to school districts; amending s. 112.3148, F.S.; conforming provisions to specified local government lobbyist registration requirements effective October 1, 2019; providing for the future removal of local government authority to enact a rule or ordinance requiring lobbyists to register with the local government; providing for the future repeal of s. 112.3261, F.S., relating to registration and reporting for lobbying water management districts; creating s. 112.3262, F.S.; providing definitions; requiring the commission to create the Local Government Lobbyist Registration System; requiring lobbyists to register with the commission before lobbying governmental entities effective a specified date; providing registration requirements and fees; providing responsibilities of the lobbyist, governmental entity, commission, and Governor; providing civil penalties; authorizing the suspension of certain lobbyists; authorizing the commission to adopt rules; requiring the commission to provide advisory opinions for specified purposes; amending s. 218.32, F.S.; requiring the Department of Financial Services to file an annual report with the Legislature and commission by a specified date; declaring that the act fulfills an important state interest; providing effective dates.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7005 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Public Integrity & Ethics Committee and Representative(s) Metz, Ahern—

HB 7005—A bill to be entitled An act relating to trust funds; creating s. 112.3263, F.S.; creating the Local Government Lobbyist Registration System Trust Fund within the Commission on Ethics; providing for the purpose of the trust fund and source of funds; providing for the future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7009 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Burgess, Ahern, Grant, J.—

HB 7009—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; redefining the term "specificity"; amending s. 440.105, F.S.; authorizing certain attorneys to receive fees or other consideration for services related to Workers' Compensation Law; amending s. 440.13, F.S.; requiring carriers to take specified actions by telephone or in writing relating to a request for authorization; specifying that a notice to the employer is not a notice to the carrier; conforming a provision to changes made by the act; requiring a panel to annually adopt statewide workers' compensation schedules of maximum reimbursement allowances by using specified methodologies; authorizing such panel to adopt a reimbursement methodology under certain circumstances; revising and providing maximum reimbursement methodologies to be incorporated in such schedules; prohibiting dispensing practitioners from possessing prescription medications in certain circumstances; amending s. 440.15, F.S.; extending the timeframe in which certain employees may receive temporary total disability benefits; providing conditions under which employees may receive permanent impairment benefits; extending the timeframe in which carriers must notify treating doctors of certain requirements; deleting a provision relating to the calculation of time periods for payment of benefits; conforming provisions; creating s. 440.1915, F.S.; requiring claimants to sign an attestation before engaging the services of an attorney related to a workers' compensation claim; providing requirements; amending s. 440.192, F.S.; revising conditions under which the Office of the Judges of Compensation Claims must dismiss petitions for benefits; revising requirements for such petitions; requiring a good faith effort to resolve a dispute; requiring dismissal of a petition for failure to make such good faith effort; authorizing sanctions and attorney fees for failure to make a good faith effort to resolve a dispute; revising construction relating to dismissals of petitions or portions thereof; requiring judges of compensation claims to enter orders on certain motions to dismiss within specified timeframes; revising a restriction on awarding attorney fees; amending s. 440.25, F.S.; requiring the filing of a verified statement detailing a claimant's attorney hours before pretrial and final hearings; extending the timeframe in which attorney fees attach; amending s. 440.34, F.S.; revising provisions relating to awarding attorney fees; providing that retainer agreements do not require approval by a judge of compensation claims but are required to be filed with the Office of the Judges of Compensation Claims; conforming a cross-reference; extending the timeframe in which attorney fees attach; authorizing a judge of compensation claims to depart from the attorney fees schedule under certain circumstances; requiring a judge to consider certain factors when awarding attorney fees that depart from such schedule; defining terms; limiting the amount of such fee; amending s. 440.345, F.S.; providing requirements for a carrier's report; amending s. 440.491, F.S.; specifying that training and education benefits provided to a claimant are not in addition to the maximum number of weeks in which a claimant may receive temporary benefits; amending s. 627.211, F.S.; authorizing a member of or subscriber to a rating organization to depart from the rates set by such organization under certain circumstances; providing requirements for such departure; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7015 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Trumbull, Grant, J., Boyd—

HB 7015—A bill to be entitled An act relating to property insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations of assignment agreements; providing a burden of proof; providing an assignment agreement does not affect managed repair arrangements under an insurance policy; providing an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; requiring the Office of Insurance Regulation to require insurers to report specified data; providing applicability; amending s. 627.422, F.S.; specifying certain residential property insurance policies may not prohibit assignment of post-loss benefits; providing an effective date.

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

CORRECTION AND APPROVAL OF JOURNAL

The Journals of January 24 and January 30 were corrected and approved.

CO-INTRODUCERS

Senators Bean—SB 622; Brandes—CS for SB 484; Mayfield—CS for SB 204; Passidomo—CS for SB 370; Powell—SR 550; Steube—CS for SB 444; Young—CS for SB 370

ADJOURNMENT

Pursuant to the motion by Senator Benacquisto previously adopted, the Senate adjourned following the dissolution of the Senate Reunion at 11:29 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Thursday, February 1 or upon call of the President.



Journal of the Senate

Number 8—Regular Session

Thursday, February 1, 2018

CONTENTS

Call to Order	254
Co-Introducers	265
Committee Substitutes, First Reading	259
Executive Business, Appointments	261
House Messages, First Reading	261
Introduction and Reference of Bills	257
Motions	256
Reference Changes, Rule 4.7(2)	260
Reports of Committees	256
Resolutions	254
Special Guests	256
Special Order Calendar	256
Special Recognition	256

CALL TO ORDER

The Senate was called to order by President Negron at 2:30 p.m. A quorum present—32:

Mr. President	Gainer	Rouson
Baxley	Galvano	Simmons
Bean	Garcia	Simpson
Benacquisto	Gibson	Stargel
Book	Hukill	Steube
Bracy	Mayfield	Stewart
Bradley	Montford	Taddeo
Brandes	Passidomo	Thurston
Braynon	Perry	Torres
Campbell	Powell	Young
Flores	Rodriguez	

Excused: Senators Broxson, Farmer, Hutson, and Rader

PRAYER

The following prayer was offered by Father Reginald Jean Mary, Notre Dame d'Haiti Catholic Church, Miami:

Almighty God, source of all beings, we come before you this afternoon in the opening session for the year 2018 of the Florida Senate to express our gratitude to you for the gift of life, the gift of one another, and the gift of our elected officials, civic and community leaders, and servants who are present. We thank you for the gift of service, and we thank you for who you are and what you have accomplished in us, through us, and with us to the benefit of others.

As we open the Florida Senate Session for the year 2018, we ask you in the spirit of humility to bless all of us so that we can remain true to who we are, what you have called us to be, and so that we can become your servants. Grant us the spirit of wisdom and kindness of heart so that we can continue to look at the well-being of all. Let us not be driven by the love of power, rather by the power of love. Let us not strive for individual achievements, rather for collective achievements. Bless us not to seek success in our mission, rather to remain faithful to our calling and our constituents. Grant good health to your servants who are present so that they will be fit mentally, psychologically, and spiritually to carry out their duties. We commit every minute of this opening session into your hands. Let your glory shine, not just here, but everywhere; not just today, but tomorrow and forever; and everybody says, "Amen."

PLEDGE

Senate Pages, Cassidy Branch of Tallahassee; Lauryn Louis of Miami; Adrianna Yeats of New Smyrna Beach; and William Garcia of Miami, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Rudolph Moise of Davie, sponsored by Senator Braynon, as the doctor of the day. Dr. Moise specializes in general medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

SR 1900—A resolution recognizing September 2018 as "Spinal Cord Injury Awareness Month" in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the information super-highway of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, in 2017, an estimated 285,000 individuals in the United States were living with a spinal cord injury, and

WHEREAS, it is estimated that the number of new cases involving spinal cord injury in the United States is approximately 17,500 each year, and

WHEREAS, the average age at injury for victims is 42 years, with men accounting for about 81 percent of all new spinal cord injury cases, and

WHEREAS, the National Spinal Cord Injury Statistical Center's 2017 data sheet shows that the four leading causes of spinal cord injury for both men and women were auto accidents, falls, acts of violence, and sports- and recreation-related activities, and

WHEREAS, the same report shows that the average annual cost of care for individuals who had a spinal cord injury ranged between about \$352,000 and \$1.08 million the first year after injury, with an estimated lifetime cost of between about \$1.6 million and \$4.8 million, depending on the severity of injury and the age of the individual at the time of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to stimulate the regeneration of damaged neurons, restore function, and improve the quality of life for patients with spinal cord injuries in such areas as infertility and pain management, and

WHEREAS, scores of local, regional, and national organizations and researchers, doctors, volunteers, and others across this state are dedi-

cated to improving the quality of life of people with spinal cord injuries and their families, NOW, THEREFORE,

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

That September 2018 is recognized as “Spinal Cord Injury Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1902—A resolution recognizing May 2018 as “American Stroke Month” in Florida.

WHEREAS, stroke is a leading cause of serious long-term disability and the fourth leading cause of death in the United States, annually killing more than 130,000 people nationwide and 29,600 in Florida, and

WHEREAS, stroke prevalence is projected to increase by 20.5 percent between 2016 and 2030, and the direct medical costs for treating stroke are expected to almost triple during that period, from \$71.6 billion to \$184.1 billion, and

WHEREAS, nearly 80 million Americans have high blood pressure, a major controllable risk factor for stroke, including 44 percent of African-American adults, an incidence that is among the highest percentage of hypertension in any population in the world, and

WHEREAS, 58 percent of Americans do not know they are at risk for stroke, and one in three cannot recall any stroke warning signs or symptoms, which may include sudden numbness or weakness of the face, arm, or leg, especially on one side of the body; sudden confusion or difficulty in speaking or understanding; sudden difficulty in seeing in one or both eyes; sudden difficulty in walking; dizziness; loss of balance or coordination; and a sudden severe headache with no known cause, and

WHEREAS, the most common signs and symptoms of stroke can be remembered by the acronym F.A.S.T., which stands for face drooping, arm weakness, speech difficulty, and time to call 9-1-1, and

WHEREAS, according to the Centers for Disease Control and Prevention, atrial fibrillation is a common type of arrhythmia, an abnormal heart rhythm, and risk factors for atrial fibrillation include many of the same risk factors as stroke, including high blood pressure, heart failure, diabetes, advanced age hyperthyroidism, and heart disease, and

WHEREAS, those with atrial fibrillation have a risk of stroke that is five times greater than those without, and 15 percent to 20 percent of all people who have strokes also have atrial fibrillation, and

WHEREAS, atrial fibrillation is a serious health issue that warrants greater community awareness, which can improve the likelihood that people with atrial fibrillation will seek the treatment they need before suffering the devastating consequences of a stroke, and

WHEREAS, on May 1, 2018, the American Stroke Association will celebrate its Day of Action as part of American Stroke Month and as part of its year-round initiative, “Together to End Stroke,” launched in collaboration with the American Heart Association, which celebration brings stroke awareness to the forefront of Americans’ minds and encourages people to memorize and share the stroke warning signs and call 9-1-1 at the first sign of a stroke, and

WHEREAS, new and effective treatments have been developed to treat and minimize the severity and damaging effects of strokes, but much more research is needed, NOW, THEREFORE,

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

That May 2018 is recognized as “American Stroke Month” in Florida, and that all residents of this state are urged to familiarize themselves with the risk factors, warning signs, and symptoms associated with stroke.

BE IT FURTHER RESOLVED that the residents of this state are encouraged to call 9-1-1 at the first sign of a stroke in order to reduce the devastating effects of stroke and to ensure that Floridians may live stronger, healthier lives.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1912—A resolution recognizing June 2018 as “Caribbean Heritage Month” in Florida.

WHEREAS, from a region that conjures images of a scenic paradise, Caribbean Americans are as vibrant as the islands from which they come, possessing a wealth of talent and history that reverberates throughout this great state and nation, and

WHEREAS, as educators, authors, community leaders, activists, athletes, artists, musicians, and politicians, Caribbean Americans have made their mark in every facet of our society and have contributed to the betterment and diversity of our state and nation, and

WHEREAS, counted among many famous sons and daughters of the Caribbean are civil rights activist W.E.B. Du Bois; United States Secretary of the Treasury Alexander Hamilton; United States Secretary of State Colin Powell; United States Congresswoman Shirley Chisholm; Oscar-nominated actress Cicely Tyson; Oscar-winning actor Sidney Poitier; author, poet, and civil rights activist James Weldon Johnson; musician, actor, and social activist Harry Belafonte; Haitian Revolution General Henri Christophe; actor and author Louise Bennett-Coverley; and numerous others who have displayed great strength and resiliency while serving as pioneers among the people of the Caribbean, and

WHEREAS, in 2008, Trinidad and Tobago-born former Lieutenant Governor and former State Representative Jennifer Carroll, along with Jamaica-born former House member and current City of Lauderdale Lakes Mayor Hazelle Rogers, decided to officially recognize the significance of people of the Caribbean Diaspora and their descendants in the history and culture of Florida by establishing the first Caribbean Recognition Day in the Florida House of Representatives, and

WHEREAS, Ms. Carroll and Mayor Rogers wanted to teach communities about the great contributions Caribbean Americans, with their rich mixture of Caribbean and African influences, have made to this state, enriching the strength of America with leaders in government, education, medicine, business, sports, entertainment, and many other fields, and

WHEREAS, we recognize the outstanding contributions to this state by the chair of this great event, Senator Daphne Campbell; her co-chair, Mayor Rogers; and her vice chair, Ms. Carroll, and express the gratitude of all Floridians for their service, and

WHEREAS, this initial legislative celebration was a prelude to the issuance of a proclamation by then-Governor Charlie Crist which declared the month of June as “Caribbean Heritage Month” in Florida, and

WHEREAS, the United States has thrived as a country of immigrants, united by common values and by the promise of a better tomorrow, NOW, THEREFORE,

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

That June 2018 is recognized as “Caribbean Heritage Month” in Florida and all communities and individuals throughout the state are encouraged to honor their cultural and historical bonds and be reminded that America’s greatness lies in its diversity.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

On motion by Senator Garcia—

SB 498—A bill to be entitled An act relating to the Office of Public and Professional Guardians direct-support organization; amending s. 744.2105, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established under the Office of Public and Professional Guardians within the Department of Elderly Affairs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 498** was placed on the calendar of Bills on Third Reading.

SB 222—A bill to be entitled An act relating to the guardian ad litem direct-support organization; amending s. 39.8298, F.S.; abrogating the future repeal of provisions related to the guardian ad litem direct-support organization; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 222**, pursuant to Rule 3.11(3), there being no objection, **HB 6021** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bean—

HB 6021—A bill to be entitled An act relating to the guardian ad litem direct-support organization; amending s. 39.8298, F.S.; abrogating the future repeal of provisions related to the guardian ad litem direct-support organization; providing an effective date.

—a companion measure, was substituted for **SB 222** and read the second time by title.

Pursuant to Rule 4.19, **HB 6021** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley, by unanimous consent—

CS for SB 204—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; revising the specified appropriation for spring restoration, protection, and management projects; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Heights Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; deleting an obsolete provision; providing an effective date.

—was taken up out of order and read the second time by title.

Pursuant to Rule 4.19, **CS for SB 204** was placed on the calendar of Bills on Third Reading.

SB 232—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 232**, pursuant to Rule 3.11(3), there being no objection, **HB 53** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

On motion by Senator Book—

HB 53—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—a companion measure, was substituted for **SB 232** and read the second time by title.

Pursuant to Rule 4.19, **HB 53** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Baxley recognized the elected school board members that form the Florida Coalition of School Boards, including member Rebecca Negron, wife of President Negron, who were present in the gallery.

Consideration of **CS for SB 152** was deferred.

On motion by Senator Passidomo—

SB 220—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of orders entered in bankruptcy cases under certain circumstances; providing construction; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 220** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 444** was deferred.

MOTIONS

On motion by Senator Bradley, Senate Rule 7.1 was waived and the following deadlines were applied to **SB 2500** and **SB 2502** and expected to be considered on the Special Order Calendar on Wednesday, February 7, 2018:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Monday, February 5, 2018.
- The deadline for filing adhering amendments and substitute amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Tuesday, February 6, 2018.
- All amendments to the General Appropriations Bill must be balanced as explained.

On motion by Senator Benacquisto, the rules were waived and **CS for SB 152** and **CS for SB 444** were retained on the Special Order Calendar.

SPECIAL RECOGNITION

Senator Gibson recognized Senator Braynon, who was celebrating his birthday today.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, February 1, 2018: **SB 498**, **SB 222**, **SB 232**, **CS for SB 152**, **CS for SB 204**, **SB 220**, **CS for SB 444**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1884

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 1598

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

The Committee on Appropriations recommends the following pass: SB 168; SB 286; SB 800; SB 950; SB 1130; SB 1370; SB 7014

The bills were placed on the Calendar.

The Committee on Health Policy recommends a committee substitute for the following: SB 1128

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

The Committee on Judiciary recommends a committee substitute for the following: SB 904

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1274

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SJR 194

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 700

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SJR 792

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1400 and SB 1640

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Appropriations—

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2018, and ending June 30, 2019, and supplemental appropriations for the period ending June 30, 2018, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2502—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1011.62, F.S.; creating the mental health assistance allocation to provide supplemental funding for mental health programming and support in schools; providing that such funds shall be allocated based on an entity's proportionate share of Florida Education Finance Program base funding; specifying that the district funding allocation must include a minimum amount as set forth in the General Appropriations Act; authorizing charter schools to receive a share of district funding if certain conditions are met; providing restrictions regarding allocated funds; requiring school districts and charter schools to annually develop a plan regarding the mental health assistance allocation; prescribing minimum requirements for such plans; requiring school districts to submit approved plans to the Commissioner of Education by a specified date; requiring each entity that receives funding under the mental health assistance allocation to submit a report to the commissioner by a specified date; authorizing the Legislature to provide an annual funding compression allocation in the General Appropriations Act; specifying the purpose of the allocation; prescribing the method of calculating the allocation; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties

fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; extending for 1 fiscal year certain limitations on compensation for private court-appointed counsel; amending s. 1011.80, F.S.; providing that state funds provided for postsecondary workforce program operations may be used for inmate education if specifically appropriated for such purpose; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying which expenses may be reimbursed to a justice; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing for construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or repurchase certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Executive Office of the Governor and the Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the state's online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor; if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of the temporary loan; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority of the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; requiring the Department of Environmental Protection to transfer a designated proportionate share of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the

Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational enhancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year provisions authorizing the Department of Transportation to realign budget authority to carry out the department's work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

Senate Bills 7000-7014—Previously introduced.

By the Committee on Agriculture—

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families;

removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Ethics and Elections—

SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public records requirements for complaints of misconduct filed with an agency against an agency employee, and all information obtained pursuant to an agency investigation of such complaints; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Ethics and Elections—

SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides exemptions from public records and public meetings requirements for complaints alleging a violation of part III of ch. 112, F.S., and related records that are held by the Commission on Ethics or its agents and specified local government entities, for written referrals and related records that are held by the commission or its agents, the Governor, the Department of Law Enforcement, and state attorneys, and for portions of meetings at which complaints or referrals are discussed or acted upon; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Ethics and Elections; and Senators Steube and Young—

CS for SJR 194—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to limit the terms of office for a member of a district school board; providing applicability; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Farmer and Torres—

CS for SB 700—A bill to be entitled An act relating to a strategic fuel reserve; creating the Florida Strategic Fuel Reserve Task Force within the Division of Emergency Management to develop a recommended strategic fuel reserve for an emergency or disaster; requiring the division to provide administrative and support services to the task force; specifying the membership of the task force; requiring the task force to elect a chair and a vice chair; requiring the task force to submit a recommended plan to the Governor and the Legislature; providing an expiration date; providing an effective date.

By the Committee on Ethics and Elections; and Senator Lee—

CS for SJR 792—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution to revise the duties and responsibilities of the Chief Financial Officer.

By the Committee on Judiciary; and Senator Powell—

CS for SB 904—A bill to be entitled An act relating to judicial process; amending s. 48.021, F.S.; revising authority of special process

servers; revising a cross-reference; requiring that civil witness subpoenas be served by certain persons; amending s. 48.031, F.S.; revising requirements for substituted service on the spouse of the person to be served; revising requirements for documenting service of process; conforming terminology; amending s. 48.062, F.S.; revising requirements for service on limited liability companies; amending s. 48.194, F.S.; revising provisions specifying who may serve process outside of the state; revising requirements for documenting that service has been properly made outside the state; amending s. 48.21, F.S.; revising requirements for return-of-service forms; authorizing certain persons to electronically sign return-of-service forms; amending s. 48.23, F.S.; providing that a person who acquires for a value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; amending s. 48.27, F.S.; revising authority of certified process servers; conforming terminology; amending s. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

By the Committee on Health Policy; and Senator Stargel—

CS for SB 1128—A bill to be entitled An act relating to pharmacies; amending s. 465.003, F.S.; revising and providing definitions; amending s. 465.004, F.S.; revising the membership of the Board of Pharmacy; amending s. 465.019, F.S.; establishing Class III institutional pharmacies; providing requirements for such pharmacies; conforming provisions to changes made by the act; amending s. 465.0252, F.S.; revising notice requirements to conform to changes made by the act; amending s. 499.003, F.S.; providing and revising definitions; amending s. 499.01, F.S.; authorizing the distribution of medicinal drugs and prepackaged drug products without a specified permit under certain conditions; deleting a provision exempting certain drug repackagers from specified permit requirements; providing an effective date.

By the Committee on Regulated Industries; and Senators Passidomo and Mayfield—

CS for SB 1274—A bill to be entitled An act relating to community associations; amending s. 718.111, F.S.; deleting a provision prohibiting an association from hiring an attorney who represents the management company of the association; revising condominium association recordkeeping and financial reporting requirements; revising the list of documents that the association is required to post online; limiting an association's liability for inadvertent disclosure of protected or restricted information; providing that the failure of an association to post certain information is not sufficient, in and of itself, to invalidate any action or decision of the association; amending s. 718.112, F.S.; revising provisions relating to required association bylaws; authorizing an association to adopt rules for posting certain notices on the association's website; revising board term limits; providing responsibilities for unit owners who receive electronic notices; revising and providing board member recall and challenge requirements; authorizing the recovery of attorney fees and costs in an action to challenge the validity of a board member recall; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.3026, F.S.; removing a provision relating to certain contracts or transactions regarding conflicts of interest; amending s. 718.3027, F.S.; providing requirements for proposed activity that is identified as a conflict of interest; amending s. 718.303, F.S.; revising fine and suspension requirements; amending s. 718.707, F.S.; revising the time limitation for classification as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising cooperative association recordkeeping requirements; amending s. 719.106, F.S.; revising the composition of boards of administration; placing an additional restriction on service as a board member; prohibiting a board member from voting via e-mail; requiring that a notice for certain meetings contain certain information; authorizing an association to adopt rules for posting certain notices on a website; requiring that an adopted rule contain a certain requirement related to electronic notice; providing responsibilities for unit owners who receive electronic notices; providing that directors or officers who are delinquent in certain payments owed in excess of certain periods of time are deemed to have abandoned their offices; amending s. 719.107, F.S.; specifying that certain services that are obtained pursuant to a bulk contract are deemed a common expense;

amending s. 719.303, F.S.; revising fine and suspension requirements; specifying a fine payment is due within a certain timeframe after the fine is approved by the committee; requiring the association to provide written notice of certain fines or suspensions to certain persons; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising reserve account requirements; providing requirements for votes relating to reserve accounts; providing applicability; requiring that meetings at which a proposed annual budget will be considered be open to all parcel owners; providing requirements for special meetings held to consider a substitute annual budget; amending s. 720.305, F.S.; expanding the list of persons required to be notified of a fine or suspension before the fine or suspension may be imposed; specifying that a payment for a fine is due within a certain timeframe; amending s. 720.306, F.S.; prohibiting write-in nominations for certain elections; requiring certain candidates to commence service on the board of directors regardless of whether a quorum is attained; amending s. 720.3085, F.S.; clarifying applicability; amending s. 720.401, F.S.; revising the statements required to be included in the disclosure summary; providing an effective date.

By the Committee on Community Affairs; and Senators Steube and Simmons—

CS for SB's 1400 and 1640—A bill to be entitled An act relating to vacation rentals; providing a directive to the Division of Law Revision and Information; creating s. 509.601, F.S.; providing a short title; creating s. 509.603, F.S.; providing legislative findings; specifying purpose; preempting certain regulation and control of vacation rentals to the state; specifying authority of the Division of Hotels and Restaurants over regulation of vacation rentals; requiring the division to adopt rules; specifying applicability of the preemption; creating s. 509.604, F.S.; preempting licensing of vacation rentals to the state; requiring vacation rentals to obtain a license; specifying that individuals cannot transfer licenses; specifying a penalty for operating without a license; requiring local law enforcement to assist with enforcement; specifying that the division may refuse to issue or renew a license under certain circumstances; specifying that licenses must be renewed annually and that the division must adopt rules for staggered renewals; specifying the manner in which administrative proceedings proceed upon the expiration of a license; specifying that persons intending to use a property as a vacation rental apply for and receive a license before use; requiring applications for a license to include the operator's emergency contact phone number; requiring the division to issue a temporary license upon receipt of an application; requiring such licenses to be displayed in a vacation rental; creating s. 509.605, F.S.; requiring the division to adopt rules regarding certain license and delinquent fees; specifying the maximum number of units under one license; specifying requirements regarding such fees; creating s. 509.6051, F.S.; specifying maximum occupancy for vacation rentals; creating s. 509.606, F.S.; providing penalties for violations; specifying the circumstances that constitute a separate offense of a critical law or rule; specifying circumstances under which a closed-for-operation sign must be posted; specifying where administrative fines must be paid and credited to; specifying the maximum amount of time a vacation rental license may be suspended; specifying certain circumstances where the division may fine, suspend, or revoke the license of a vacation rental; specifying that persons are not entitled to a license when administrative proceedings have been or will be brought against a licensee; providing enforcement for noncompliance with final orders or other administrative actions; authorizing the division to refuse the issuance or renewal of a license until all fines have been paid; creating s. 509.607, F.S.; specifying that vacation rentals are to be treated as transient rentals regarding certain landlord and tenant provisions; exempting persons renting or advertising for rent from certain real estate regulations; creating s. 509.608, F.S.; preempting inspection of vacation rentals to the state; specifying that the division is solely responsible for inspections and quality assurance; specifying that the division has a right of entry and access for performing inspections; prohibiting the division from establishing certain rules; specifying that vacation rentals must be made available for inspection upon request; specifying procedures for vulnerable adults appearing to be victims of neglect and, in the case of buildings without automatic sprinkler systems, persons who may not be able to self-preserve in an emergency; requiring the division to inspect vacation rentals when necessary to respond to emergencies and epidemiological conditions; amending s. 509.609, F.S.; specifying additional requirements when a specified number of certain vacation rental units that are under common own-

ership are rented out for a specified number of nights per year; specifying inspection requirements for such vacation rentals; specifying penalties; requiring the division to audit at least a specified number such vacation rentals per year; amending s. 509.013, F.S.; revising and defining terms; amending s. 509.032, F.S.; specifying provisions for inspection of vacation rentals; revising the requirements of a report relating to inspection of public lodging and public food service establishments; specifying that local governments may regulate activities that arise when a property is used as a vacation rental subject to certain conditions; requiring the division to make vacation rental license information available to the public and local governments; amending ss. 159.27, 212.08, 316.1955, 404.056, and 477.0135, F.S.; conforming cross-references; amending ss. 509.072, 509.091, 509.092, 509.095, 509.101, 509.111, 509.141, 509.142, 509.144, 509.162, 509.191, 509.2015, 509.211, 509.2112, and 509.215, F.S.; conforming provisions to changes made by the act; amending s. 509.221, F.S.; conforming provisions to changes made by the act; revising a provision that excludes vacation rentals from certain sanitary regulations for public lodging; amending s. 509.241, F.S.; conforming provisions to changes made by the act; amending s. 509.242, F.S.; removing vacation rentals from the classifications of public lodging establishments; amending ss. 509.251, 509.281, 509.302, 509.4005, 509.401, 509.402, 509.405, 509.409, and 509.417, F.S.; conforming provisions to changes made by the act; amending ss. 553.5041, 717.1355, and 877.24, F.S.; conforming cross-references; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Commerce and Tourism; and Banking and Insurance; and Senators Hukill, Young, and Hutson—

CS for CS for SB 396—A bill to be entitled An act relating to motor vehicle insurance coverage for windshield glass; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; providing an effective date.

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

By the Committee on Ethics and Elections; and Senator Lee—

CS for SJR 792—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution to revise the duties and responsibilities of the Chief Financial Officer.

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

By the Committee on Commerce and Tourism; and Senators Bradley and Braynon—

CS for SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to federal law; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a

drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Health Policy; and Senator Stargel—

CS for SB 1128—A bill to be entitled An act relating to pharmacies; amending s. 465.003, F.S.; revising and providing definitions; amending s. 465.004, F.S.; revising the membership of the Board of Pharmacy; amending s. 465.019, F.S.; establishing Class III institutional pharmacies; providing requirements for such pharmacies; conforming provisions to changes made by the act; amending s. 465.0252, F.S.; revising notice requirements to conform to changes made by the act; amending s. 499.003, F.S.; providing and revising definitions; amending s. 499.01, F.S.; authorizing the distribution of medicinal drugs and prepackaged drug products without a specified permit under certain conditions; deleting a provision exempting certain drug repackagers from specified permit requirements; providing an effective date.

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

By the Committee on Education; and Senator Garcia—

CS for SB 1388—A bill to be entitled An act relating to pre-apprenticeship and apprenticeship programs; establishing the Task Force on Apprenticeship Expansion within the Department of Economic Opportunity; defining terms; specifying the duties of the task force; requiring the task force to be comprised of certain members appointed by a specified date; providing requirements for meetings of the task force; requiring task force members to serve without compensation; requiring the department and the Department of Education to provide specified assistance to the task force; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for the future expiration of the task force; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 1790—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a workgroup to provide recommendations relating to revision of the Baker Act; requiring the workgroup to make recommendations on specified topics; providing for membership of the workgroup; providing for meetings; requiring the workgroup to meet by a specified date; requiring the workgroup to review a draft of its recommendations by a specified date; requiring the workgroup to submit a final report to specified entities and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Citrus Commission Appointee: Hunt, G. Ellis, Jr., Babson Park	05/31/2020
Hillsborough County Civil Service Board Appointee: Bell, Tiffany D., Tampa	07/02/2021
Board of Trustees of Santa Fe College Appointee: Goldwire, Michael M., Starke	05/31/2021
Education Practices Commission Appointee: Bassett, Christine, Confidential pursuant to s. 119.071(4), F.S.	09/30/2020
Electrical Contractors' Licensing Board Appointee: Botknecht, David H., Hollywood	10/31/2021
Florida Commission on Human Relations Appointee: McCambry, Al, Lynn Haven	09/30/2019
Board of Respiratory Care Appointee: Hom, Janelle, Orlando	10/31/2021

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education Appointees: Tuck, Andy, Sebring York, Joseph S., Ponte Vedra Beach	12/31/2021 12/31/2020
Board of Trustees, Florida Gulf Coast University Appointee: Gable, Robert Blakeslee, Naples	01/06/2023

Referred to the Committees on Education; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Fish and Wildlife Conservation Commission Appointee: Lester, Gary L., Oxford	08/01/2022

Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 3, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee, Commerce Committee and Representative(s) Grant, M., Albritton, Fine—

CS for CS for HB 3—A bill to be entitled An act relating to economic development and tourism promotion accountability; amending s. 11.45, F.S.; authorizing the Auditor General to audit certain accounts and

records; creating ss. 288.0751 and 288.12261, F.S.; providing definitions; providing requirements for the operation of economic development agencies and tourism promotion agencies, respectively; requiring specified persons to file an annual disclosure of certain interests; providing requirements for such disclosure; requiring board members to serve without compensation; authorizing per diem and travel expenses for certain persons paid from specified funds; prohibiting specified persons from receiving public compensation in excess of a certain amount; prohibiting certain performance bonuses and severance pay; subjecting certain persons to a specified code of ethics; requiring such agencies to take certain actions regarding a significant potential conflict of interest; limiting lodging expenses for certain persons; providing an exception; prohibiting the expenditure of agency funds on certain items; prohibiting specified persons from accepting certain items from specified entities; prohibiting a tourism promotion agency from expending funds that directly benefit only one business entity; requiring certain contracts to include specified information; requiring a governing body of a local governmental entity to publish certain proposed contracts on such entity's website and approve certain contracts; requiring such agencies to submit a report of financial data to a governing body of a local governmental entity; specifying that certain records are public records; requiring such agencies to provide online access to certain information; prohibiting such agencies from receiving or expending public funds; requiring the Auditor General to conduct certain audits; authorizing the Governor or Chief Financial Officer to cease distributing certain tax revenues to certain noncompliant tourism promotion agencies; providing that it is unlawful to knowingly and willfully make false or misleading statements, provide false or misleading information, fail to report certain information, or purposefully avoid specified requirements; providing penalties; providing applicability; amending s. 125.0104, F.S.; requiring the governing board of a county to review certain proposed contracts and certifications relating to potential conflicts of interest and mitigation plans; requiring the governing board of a county that imposes a tourist development tax to provide online access to certain information; amending ss. 288.1226 and 288.904, F.S.; revising financial data required to be included in an annual report; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 25 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Plakon—

CS for HB 25—A bill to be entitled An act relating to labor organizations; amending s. 447.305, F.S.; revising the information required to be included in an application for renewal of registration of an employee organization; amending s. 447.307, F.S.; providing for the revocation of certification under certain conditions; requiring certain employee organizations to recertify as bargaining agents; providing nonapplicability with respect to employee organizations that represent or seek to represent certain employees; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 27 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Fitzenhagen—

HB 27—A bill to be entitled An act relating to certificates of need for hospitals; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.034, F.S.; revising duties and responsibilities of the Agency for Health Care Administration relating to issuance of licenses to health care facilities and health service providers; conforming a reference; amending s. 408.035, F.S.; excluding general hospitals from certain agency review of applications for certificate-of-need determinations; amending s. 408.036, F.S.; revising health-care-related projects subject to agency review for a certificate of need and exemptions therefrom; deleting provisions requiring health care facilities and providers to provide certain notice to the agency upon termination of a health care service or the addition or delicensure of beds; conforming a provision; amending ss. 408.037 and 408.039, F.S.; conforming provisions to changes made by the act; amending s. 408.043, F.S.; deleting certificate-of-need requirements for osteopathic acute care hospitals; amending s. 395.1055, F.S.; revising the agency's rulemaking authority with respect to minimum standards for hospitals; requiring hospitals that provide certain services to meet specified licensure requirements; conforming provisions to changes made by the act; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending ss. 395.603, 395.604, 395.605, and 408.033, F.S.; conforming provisions and cross-references; amending s. 408.0361, F.S.; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 37 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Burgess, Miller, M., Magar, Payne, Spano, Stevenson, White—

HB 37—A bill to be entitled An act relating to direct primary care agreements; creating s. 624.27, F.S.; providing definitions; specifying that a direct primary care agreement does not constitute insurance and is not subject to the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to the code; providing that a certificate of authority is not required to market, sell, or offer to sell a direct primary care agreement; specifying requirements for a direct primary care agreement; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 67 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) McGhee, Lee, Asencio, Brown, Burgess, Cortes, J., Daniels, DuBose, Duran, Harrison, Henry, Ingoglia, Jacobs, Jenne, Moskowitz, Stafford, Watson, C.—

HB 67—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted CS/HM 147 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Cortes, B.—

CS for HM 147—A memorial to the Congress of the United States, urging Congress to apply law and policy in Puerto Rico without discrimination or inequality and to incorporate the Commonwealth of Puerto Rico into the United States.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 185 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Mariano, Albritton, Gruters, Jacobs, Payne—

HB 185—A bill to be entitled An act relating to redirection of fees to tax collectors; amending s. 322.12, F.S.; providing for allocation of fees from certain driver license examinations administered by tax collectors; amending s. 322.21, F.S.; providing for allocation of fees from certain driver license reinstatement services performed by tax collectors; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 193 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Stark—

HB 193—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisors, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 215 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Payne, Geller—

HB 215—A bill to be entitled An act relating to autocycles; amending s. 316.003, F.S.; defining the term "autocycle"; revising the definition of the term "motorcycle"; amending s. 316.614, F.S.; requiring safety belt usage by an operator or passenger of an autocycle; amending s. 320.01, F.S.; including an autocycle in the definition of the term "motorcycle"; amending s. 322.03, F.S.; authorizing operation of an autocycle without a motorcycle endorsement; amending s. 322.12, F.S.; providing applicability; amending s. 403.415, F.S.; conforming provisions to changes made by the act; amending ss. 212.05, 316.303, 320.08, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 273 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Rodrigues—

HB 273—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; prohibiting an agency that receives a request to inspect or copy a record from responding to such request by filing a civil action against the individual or entity making the request; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 359 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Nuñez, Diaz, M., Caldwell, Donalds, Fant, Jenne—

HB 359—A bill to be entitled An act relating to state investments; amending s. 215.471, F.S.; requiring the State Board of Administration to divest specified investments and prohibiting it from investing in specified investments of institutions or companies doing business in or with the government of Venezuela or any of its agencies or instrumentalities in violation of federal law; defining the term "government of Venezuela"; authorizing the Governor to waive the investment prohibitions if certain conditions exist; prohibiting the State Board of Administration from voting in favor of any proxy resolution advocating expanded United States trade with the government of Venezuela; amending s. 215.472, F.S.; prohibiting state agencies from investing in specified financial entities that extend credit, trade or buy goods or services with the government of Venezuela or investing in any company doing business with Venezuela in violation of federal law; defining the term "government of Venezuela"; authorizing the Governor to waive the investment prohibitions under specific circumstances; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 405 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Williamson, Payne—

HB 405—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term "development" to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term "development" to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public

Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Community Affairs.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 413 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Moraitis—

HB 413—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term "interests of the beneficiaries"; amending s. 736.0105, F.S.; deleting a requirement that a trust and its terms be for the benefit of the trust's beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of trust documents to include posting on a secure electronic account or website; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient's electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing construction; providing applicability; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; authorizing the second trust to retain, omit, or create or modify specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; authorizing the class of permissible appointees to the second trust to differ from the class identified in the first trust under certain circumstances; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power of appointment by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant specified powers under certain circumstances; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if the interest is subject to specified rules of the Internal Revenue Code; authorizing the exercise of power to invade a trust's principal to apply to a second trust created or administered under the law of any jurisdiction; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing retroactive application; providing effective dates.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 455 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) McClain, Ponder—

CS for CS for HB 455—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 623 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Byrd, White—

HB 623—A bill to be entitled An act relating to out-of-country foreign money judgments; amending s. 55.605, F.S.; providing additional circumstances in which an out-of-country foreign judgment need not be recognized; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 817 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Harrell, Williams—

HM 817—A memorial to the Congress of the United States, urging Congress to allow renewal of Title IV-E waivers for child welfare services.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HJR 7001 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Leek, Eagle, Metz—

HJR 7001—A joint resolution proposing the creation of section 19 of Article VII of the State Constitution to provide that no state tax or fee may be imposed, authorized, or raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval; providing for applicability; providing definitions; requiring any tax or fee imposed or raised under this section to be contained in a separate bill that contains no other subject.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7011 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Davis—

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7013 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Yarborough—

HB 7013—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of January 31 was corrected and approved.

CO-INTRODUCERS

Senators Baxley—CS for SB 444; Garcia—SB 462; Mayfield—SB 1080; Rouson—SB 890

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:07 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, February 7 or upon call of the President.



Journal of the Senate

Number 9—Regular Session

Wednesday, February 7, 2018

CONTENTS

Bills on Third Reading	267
Call to Order	266
Co-Introducers	308
Committee Substitutes, First Reading	298
Executive Business, Appointments	306
Executive Business, Reports	297
House Messages, First Reading	307
Introduction and Reference of Bills	297
Motions	288, 295
Reference Changes, Rule 4.7(2)	306
Reports of Committees	295, 297
Resolutions	266
Senate Pages	308
Special Guests	268, 269
Special Order Calendar	268

CALL TO ORDER

The Senate was called to order by President Negrón at 10:00 a.m. A quorum present—35:

Mr. President	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Farmer	Rader	

Excused: Senators Lee and Montford

PRAYER

The following prayer was offered by Donny Bennett, an employee with the Office of the Senate Sergeant at Arms:

Dear Heavenly Father, Lord, I try every day to be a better man than I was the day before. I come to you this morning as nothing more than an imperfect man. I am so thankful for the grace and the blessings you have given to me.

I pray for those hurting, alone, afraid, and those that are just lost and drowning in this world. I pray right now, Lord, that you bring peace over that single mother or single father that does not know how they will pay their bills this month and the parents trying to juggle life and work and still be a parent that is there for their children. I pray for broken marriages. I pray that you bring back love in their lives. I pray, Lord, for the children in this world that are going through so much. I pray you give all of us comfort, guidance, and understanding that we are never alone. I thank you for all of our legislative staff because it takes everyone to make this place move.

I pray as we go through this day that we understand we cannot control time, which means we are not promised tomorrow. Give us

strength to forgive; give us strength to listen more and talk less; and to always treat others as if we will never see them again. And everyone says, "Amen."

PLEDGE

Senate Pages, Titus Etters of Tallahassee; Anthony Seaton of Monticello; Javaris Thomas of Live Oak; and Michael Gough of Live Oak, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Rader—

By Senator Rader—

SR 584—A resolution recognizing the 70th anniversary of the founding of the modern State of Israel and reaffirming the bonds of close friendship and cooperation between the State of Florida and Israel.

WHEREAS, on November 29, 1947, the United Nations General Assembly voted to partition the British Mandate for Palestine and create a Jewish state, and

WHEREAS, on May 14, 1948, the people of Israel proclaimed the establishment of the sovereign and independent State of Israel, and the United States Government established full diplomatic relations with Israel, and

WHEREAS, the desire of the Jewish people to establish an independent modern State of Israel is an outgrowth of the historic kingdom of Israel established in the land of Israel 3,000 years ago, with the city of Jerusalem as its capital, and

WHEREAS, for more than 2,000 years, there has been a continuous Jewish presence and residence in the lands comprising the modern State of Israel, and

WHEREAS, the establishment of the modern State of Israel as a homeland for the Jewish people followed World War II and the slaughter of more than 6 million European Jews during the Holocaust, and

WHEREAS, since its establishment 70 years ago, the modern State of Israel has rebuilt a nation, forged a new and dynamic democratic society, and created a thriving economic, political, cultural, and intellectual life despite the heavy costs of war, terrorism, and unjustified diplomatic and economic boycotts against the people of Israel, and

WHEREAS, Israel has developed an advanced, entrepreneurial economy, is among the world's leaders in the high-tech industry, and is at the forefront of research and development in the field of renewable energy sources, and

WHEREAS, Israel regularly sends humanitarian aid, search-and-rescue teams, mobile hospitals, and other emergency supplies to help victims of disasters around the world and has absorbed millions of Jews from other countries and fully integrated these immigrants into Israeli society, and

WHEREAS, for 7 decades, the United States and Israel have maintained a special relationship based on shared democratic values, common strategic interests, and moral bonds of friendship and mutual respect, NOW, THEREFORE,

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

That members of the Senate recognize the 70th anniversary of the founding of the modern State of Israel and reaffirm the bonds of close friendship and cooperation between the State of Florida and Israel.

—was introduced, read, and adopted by publication.

At the request of Senator Powell—

By Senator Powell—

SR 1914—A resolution recognizing February 8, 2018, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU) was founded in 1887, named a land-grant institution in 1891, and designated a university in 1953, and

WHEREAS, FAMU, a historically black college and university offering undergraduate, graduate, doctoral, and professional degree programs, seeks qualified students from all racial, ethnic, religious, and national groups and has provided immeasurable educational opportunities for young men and women, and

WHEREAS, academic components of the university consist of seven colleges and seven schools: the colleges of Agriculture and Food Sciences; Education; Engineering; Law; Pharmacy and Pharmaceutical Sciences; Science and Technology; and Social Sciences, Arts and Humanities; and the schools of Allied Health Sciences; Architecture and Engineering Technology; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing, and

WHEREAS, FAMU is a leading institution in awarding baccalaureate degrees in allied health sciences to African Americans, and leads the nation in awarding professional doctorate degrees in pharmacy, rehabilitation, and therapeutic professions and master's degrees in architecture to African Americans, according to *Diverse Issues in Higher Education's* “Top 100 of 2017,” and

WHEREAS, nearly 48 percent of FAMU's student body is pursuing degrees in disciplines related to science, technology, engineering, mathematics, or health care, and

WHEREAS, FAMU was recognized among *U.S. News & World Report's* “Best Colleges” in the National Universities category and was listed as the top historically black public college or university in the nation for the 2018 ranking, and

WHEREAS, 65 percent of FAMU's students receive Pell Grants, which is a testament to the educational accessibility of the university, and

WHEREAS, in 2017, FAMU Athletics earned Mid-Eastern Athletic Conference titles in women's softball and men's tennis and its fifth consecutive title in women's cross country, and

WHEREAS, FAMU currently has a multi-year, multi-million-dollar partnership with Lockheed Martin and NASA to develop new technologies needed for deep space exploration, including a mission to Mars, NOW, THEREFORE,

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

That February 8, 2018, is recognized as “FAMU Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Larry Robinson, Ph.D., president of Florida Agricultural and Mechanical University, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

Consideration of **SB 498** was deferred.

HB 6021—A bill to be entitled An act relating to the guardian ad litem direct-support organization; amending s. 39.8298, F.S.; abrogating the future repeal of provisions related to the guardian ad litem direct-support organization; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **HB 6021** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Farmer	Rader	

Nays—None

HB 53—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **HB 53** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Farmer	Rader	

Nays—None

CS for SB 204—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; revising the specified appropriation for spring restoration, protection, and management projects; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Heights Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; deleting an obsolete provision; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 204** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Book	Braynon
Baxley	Bracy	Broxson
Bean	Bradley	Campbell
Benacquisto	Brandes	Farmer

Flores	Passidomo	Stargel
Gainer	Perry	Steube
Galvano	Powell	Stewart
Gibson	Rader	Taddeo
Grimsley	Rodriguez	Thurston
Hukill	Rouson	Torres
Hutson	Simmons	Young
Mayfield	Simpson	

Nays—None

SB 220—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of orders entered in bankruptcy cases under certain circumstances; providing construction; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **SB 220** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Farmer	Rader	

Nays—None

SENATOR BENACQUISTO PRESIDING

SPECIAL GUESTS

Senator Gainer recognized his wife, Jan Gainer, who was present in the gallery.

INTRODUCTION OF FORMER SENATORS

Senator Benacquisto recognized Senator Nancy Detert who was present in the chamber.

THE PRESIDENT PRESIDING

SB 498—A bill to be entitled An act relating to the Office of Public and Professional Guardians direct-support organization; amending s. 744.2105, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established under the Office of Public and Professional Guardians within the Department of Elderly Affairs; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **SB 498** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hukill	Stewart
Brandes	Hutson	Taddeo
Braynon	Mayfield	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Steube

SPECIAL ORDER CALENDAR

On motion by Senator Bradley—

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2018, and ending June 30, 2019, and supplemental appropriations for the period ending June 30, 2018, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was read the second time by title.

Senator Rodriguez moved the following amendment which failed:

Amendment 9 (995200)—

	DELETE	INSERT
AGENCY FOR HEALTH CARE ADMINISTRATION		
Program: Health Care Services		
Medicaid Services To Individuals	68501400	
In Section 03 On Page 054		
199 Special Categories	101582	
Hospital Inpatient Services	IOEE	

In Section 03, on Page 54, DELETE the following:

Funds in Specific Appropriations 199 and 207 reflect an increase of \$101,994,105 from the General Revenue Fund and \$163,753,954 from the Medical Care Trust Fund to increase the Diagnosis Related Grouping base rate for all hospitals participating in the Medicaid program.

Base Rate - \$4,049.63
 Neonates Service Adjustor Severity Level 1 - 1.00
 Neonates Service Adjustor Severity Level 2 - 1.52
 Neonates Service Adjustor Severity Level 3 - 1.80
 Neonates Service Adjustor Severity Level 4 - 2.00
 Neonatal, Pediatric, Transplant Pediatric, Mental Health and Rehab DRGs:
 Severity Level 1 - 1.00
 Severity Level 2 - 1.52
 Severity Level 3 - 1.80
 Severity Level 4 - 2.00

Free Standing Rehabilitation Provider Adjustor - 2.469
 Rural Provider Adjustor - 1.902
 Long Term Acute Care (LTAC) Provider Adjustor - 1.901
 High Medicaid and High Outlier Provider Adjustor - 3.028
 Outlier Threshold - \$60,000
 Marginal Cost Percentage - 60%
 Marginal Cost Percentage for Pediatric Claims Severity Levels 3 or 4 - 80%
 Marginal Cost Percentage for Neonates Claims Severity Levels 3 or 4 - 80%
 Marginal Cost Percentage for Transplant Pediatric Claims

Severity Levels 3 or 4 - 80%
 Documentation and Coding Adjustment - 1/3 of 1%
 Level I Trauma Add On - 17%
 Level II or Level II and Pediatric Add On - 11%
 Pediatric Trauma Add On - 4%

Insert proviso immediately following Specific Appropriation 199:

From the funds in Specific Appropriation 199, the calculations of the Medicaid Hospital Funding Programs for the 2018-2019 fiscal year are as allocated in the Fiscal Year 2017-2018 General Appropriations Act as incorporated by reference in the 2017-2018 Medicaid Hospital Funding Program document, are incorporated by reference in Senate Bill 2502. The calculations are the basis for the appropriations made in the General Appropriation Act.

Base Rate - \$3,654.80
 Neonates Service Adjustor Severity Level 1 - 1.00
 Neonates Service Adjustor Severity Level 2 - 1.52
 Neonates Service Adjustor Severity Level 3 - 1.80
 Neonates Service Adjustor Severity Level 4 - 2.00
 Neonatal, Pediatric, Transplant Pediatric, Mental Health and Rehab DRGs:
 Severity Level 1 - 1.00
 Severity Level 2 - 1.52
 Severity Level 3 - 1.80
 Severity Level 4 - 2.00
 Free Standing Rehabilitation Provider Adjustor - 2.469
 Rural Provider Adjustor - 1.902
 Long Term Acute Care (LTAC) Provider Adjustor - 1.901
 High Medicaid and High Outlier Provider Adjustor - 2.500
 Outlier Threshold - \$60,000
 Marginal Cost Percentage - 60%
 Marginal Cost Percentage for Pediatric Claims Severity Levels 3 or 4 - 80%
 Marginal Cost Percentage for Neonates Claims Severity Levels 3 or 4 - 80%
 Marginal Cost Percentage for Transplant Pediatric Claims Severity Levels 3 or 4 - 80%

Documentation and Coding Adjustment - 1/3 of 1%
 Level I Trauma Add On - 17%
 Level II or Level II and Pediatric Add On - 11%
 Pediatric Trauma Add On - 4%

From the funds in Specific Appropriation 199, \$101,994,105 from the General Revenue Fund and \$163,753,954 from the Medical Care Trust Fund are allocated as follows:

Broward Health Coral Springs	\$2,154,255
Broward Health Medical Center	\$17,361,145
Calhoun-Liberty Hospital	\$3,228
Gulf Coast Regional Medical Center	\$319,583
Hialeah Hospital	\$490,178
Jackson Memorial Hospital	\$65,828,782
John Hopkins All Children's Hospital	\$20,906,870
Kendall Regional Medical Center	\$364,851
Lakeside Medical Center	\$453,283
Lee Memorial Hospital	\$9,713,496
Memorial Regional Hospital	\$13,997,719
Nemours Children's Hospital	\$6,414,728
Nicklaus Children's Hospital	\$25,646,111
North Shore Medical Center	\$622,506
Orlando Regional Medical Center	\$19,947,607
Palmetto General Hospital	\$610,736
Palms West Hospital	\$247,808
Plantation General Hospital	\$342,717
Sacred Heart Hospital	\$7,751,700
Shriners Hospital for Children - Tampa	\$239,453
St Josephs Hospital	\$1,838,766
St Mary's Medical Center	\$6,617,609
Tampa General Hospital	\$21,579,060
UF Health Jacksonville	\$13,781,272
UF Health Shands Hospital	\$23,777,041
West Palm Hospital	\$92,362
Westchester General Hospital	\$124,872

INTRODUCTION OF FORMER SENATORS

Senator Book recognized Senator Nan Rich who was present in the chamber, and Senator Steve Geller who was present in the gallery.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (995203)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEPP 48250400		
97 In Section 02 On Page 027 Special Categories 100295 Grants And Aids - Mentoring/Student Assistance Initiatives IOEB		
1000 General Revenue Fund	7,495,220	9,147,988
CA 1,652,768 FSI1 1,652,768		
Following Specific Appropriation 97, DELETE:		
Florida Alliance of Boys and Girls Clubs.....		2,000,000
AND INSERT:		
Florida Alliance of Boys and Girls Clubs.....		3,652,768
108 In Section 02 On Page 029 Special Categories 104026 Grants And Aids - Strategic Statewide Initiatives IOEB		
1000 General Revenue Fund	5,421,768	3,769,000
CA -1,652,768 FSI1 -1,652,768		

Following Specific Appropriation 108, DELETE:

After School Grants Program..... 1,652,768

Senator Book moved the following amendment which was adopted:

Amendment 2 (995163)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Private Colleges And Universities 48190000		
66A In Section 02 On Page 015 Special Categories 104135 Grants And Aids - Nova Southeastern University - Health Programs IOEB		
1000 General Revenue Fund	350,000	1,350,000
CA 1,000,000 FSI1NR 1,000,000		

At the end of existing proviso language, following Specific Appropriation 66A, INSERT:

From the funds provided in Specific Appropriation 66A, \$1,000,000 in nonrecurring funds is provided to support NSU Health (Senate Form 2552), an initiative which uses the Population Health model to provide services through a network of university and community based clinics, to include the provision of medical, dental, eye care and pharmacy services to patients.

Universities, Division Of
Program: Educational And General
Activities 48900100

In Section 02 On Page 042

143 Aid To Local Governments 052310
Grants And Aids - Education And General
Activities IOEB

1000 General Revenue Fund 2,375,730,548 2,374,730,548
CA -1,000,000 FSI1NR -1,000,000

Following Specific Appropriation 143, DELETE:

Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Following Specific Appropriation 143, INSERT:

Start-up and Enhancement Grants for Programs of Excellence.. 21,750,000

From the funds in Specific Appropriation 143, \$21,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senator Galvano moved the following amendment which was adopted:

Amendment 3 (995156)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Private Colleges And Universities 48190000		
In Section 02 On Page 016		
66C Grants And Aids To Local Governments And 140111 Nonstate Entities - Fixed Capital Outlay Facility Repairs Maintenance And Construction IOEM		
1000 General Revenue Fund 3,900,000 5,900,000 CA 2,000,000 FSI1NR 2,000,000		

Following Specific Appropriation 66C, DELETE:

Saint Leo University/Florida Hospital Wellness Center
(Senate Form 1887)..... 2,000,000

Following Specific Appropriation 66C, INSERT:

Saint Leo University/Florida Hospital Wellness Center
(Senate Form 1887)..... 4,000,000

Universities, Division Of
Program: Educational And General
Activities 48900100

In Section 02 On Page 042
143 Aid To Local Governments 052310
Grants And Aids - Education And General
Activities IOEB

1000 General Revenue Fund 2,375,730,548 2,373,730,548
CA -2,000,000 FSI1NR -2,000,000

Following Specific Appropriation 143, DELETE:

Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Following Specific Appropriation 143, INSERT:

Start-up and Enhancement Grants for Programs of Excellence.. 20,750,000

From the funds in Specific Appropriation 143, \$20,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senator Brandes moved the following amendment which was adopted:

Amendment 4 (995165)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: Workforce Education 48250800		
In Section 02 On Page 036		
125 Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB		
1000 General Revenue Fund 2,136,313 2,886,313 CA 750,000 FSI1NR 750,000		
At the end of existing proviso language, following Specific Appropriation 125, INSERT:		
Smart Horizons Career Online High School (Senate Form 2196)...		750,000
Universities, Division Of Program: Educational And General Activities 48900100		
In Section 02 On Page 042		
143 Aid To Local Governments 052310 Grants And Aids - Education And General Activities IOEB		
1000 General Revenue Fund 2,375,730,548 2,374,980,548 CA -750,000 FSI1NR -750,000		

Following Specific Appropriation 143, DELETE:

Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Following Specific Appropriation 143, INSERT:

Start-up and Enhancement Grants for Programs of Excellence.. 22,000,000

From the funds in Specific Appropriation 143, \$22,000,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or

enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senator Galvano moved the following amendment which was adopted:

Amendment 5 (995155)—

	DELETE	INSERT
	EDUCATION, DEPARTMENT OF Universities, Division Of Program: Educational And General Activities 48900100	
	In Section 02 On Page 042	
143	Aid To Local Governments 052310	
	Grants And Aids - Education And General Activities IOEB	

Following Specific Appropriation 143, DELETE:

Florida International University..... 164,559,444
Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

Florida International University
Targeted STEM Initiatives (Senate Form 1265)..... 200,000
Washington Center for Internships (Senate Form 1025)..... 850,000
University-Industry Research and Development Lab
(Senate Form 1288)..... 100,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Immediately following Specific Appropriation 143, INSERT:

Florida International University..... 165,059,444
Start-up and Enhancement Grants for Programs of Excellence.. 22,250,000

Florida International University
Marine Research Hub of South Florida (Senate Form 2476).. 500,000
Targeted STEM Initiatives (Senate Form 1265)..... 200,000
Washington Center for Internships (Senate Form 1025)..... 850,000
University-Industry Research and Development Lab
(Senate Form 1288)..... 100,000

From the funds in Specific Appropriation 143, \$22,250,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senators Thurston, Powell, and Rouson offered the following amendment which was moved by Senator Thurston and adopted:

Amendment 6 (995157)—

	DELETE	INSERT
	EDUCATION, DEPARTMENT OF Universities, Division Of Program: Educational And General Activities 48900100	
	In Section 02 On Page 042	
143	Aid To Local Governments 052310	
	Grants And Aids - Education And General Activities IOEB	

Following Specific Appropriation 143, DELETE:

Florida A&M University..... 70,592,150
Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Following Specific Appropriation 143, INSERT:

Florida A&M University..... 75,092,150
Start-up and Enhancement Grants for Programs of Excellence.. 18,250,000

From the funds in Specific Appropriation 143, \$18,250,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senator Brandes moved the following amendment which was adopted:

Amendment 7 (995161)—

	DELETE	INSERT
	EDUCATION, DEPARTMENT OF Universities, Division Of Program: Educational And General Activities 48900100	
	In Section 02 On Page 042	
143	Aid To Local Governments 052310	
	Grants And Aids - Education And General Activities IOEB	

Following Specific Appropriation 143, DELETE:

University of South Florida, St. Petersburg..... 21,510,925
Start-up and Enhancement Grants for Programs of Excellence.. 22,750,000

University of South Florida, St. Petersburg
STEM Programs (Senate Form 1444)..... 1,227,413
Citizen Scholar Partnership (Senate Form 2227)..... 263,458
Family Study Center (Senate Form 1096)..... 300,000
Joint Institute for Gulf of Mexico Studies
(Senate Form 2277)..... 100,000

From the funds in Specific Appropriation 143, \$22,750,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Following Specific Appropriation 143, INSERT:

University of South Florida, St. Petersburg..... 21,710,925
Start-up and Enhancement Grants for Programs of Excellence.. 22,550,000

University of South Florida, St. Petersburg
STEM Programs (Senate Form 1444)..... 1,227,413
Citizen Scholar Partnership (Senate Form 2227)..... 263,458
Family Study Center (Senate Form 1096)..... 300,000
Joint Institute for Gulf of Mexico Studies
(Senate Form 2277)..... 100,000
Paraprofessionals Receiving Educational Preparation (PREP)
Program (Senate Form 2214)..... 200,000

From the funds in Specific Appropriation 143, \$22,550,000 is provided for Startup and Enhancement Grants for Programs of Excellence. These competitive grants are to provide funding for the establishment or enhancement of Programs of Excellence at the universities. Selected programs must demonstrate sustained growth in institutional, national or regional impact, continued excellence in student outcomes, and, serve as destination programs at the university. Grants shall be awarded by the Board of Governors of the State University System by September 1, 2018.

Senator Flores moved the following amendments which were adopted:

Amendment 8 (995206)—

		DELETE	INSERT
	CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
372	In Section 03 On Page 083 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
	1000 General Revenue Fund CA 1,775,332 FSI1NR 1,775,332	10,533,646	12,308,978
At the end of existing proviso language, following Specific Appropriation 372, INSERT:			
	Orange Park Medical Center (Senate Form 2575).....	1,775,332	
	AGENCY FOR HEALTH CARE ADMINISTRATION Program: Health Care Services Medicaid Services To Individuals 68501400		
199	In Section 03 On Page 054 Special Categories 101582		
	Hospital Inpatient Services IOEB		
	1000 General Revenue Fund CA -1,775,332 FSI2NR -1,775,332	276,775,201	274,999,869

Following Specific Appropriation 199, DELETE:

From the funds in Specific Appropriation 199, \$11,376,191 in nonrecurring funds from the General Revenue Fund and \$17,868,517 in nonrecurring funds from the Medical Care Trust Fund are provided to Shands Jacksonville Hospital as a hospital inpatient exemption payment (Senate Form 2480).

Following Specific Appropriation 199, INSERT:

From the funds in Specific Appropriation 199, \$9,600,859 in nonrecurring funds from the General Revenue Fund and \$17,868,517 in nonrecurring funds from the Medical Care Trust Fund are provided to Shands Jacksonville Hospital as a hospital inpatient exemption payment (Senate Form 2480).

Amendment 10 (995170)—

		DELETE	INSERT
	AGENCY FOR HEALTH CARE ADMINISTRATION Program: Health Care Services Medicaid Services To Individuals 68501400		
203	In Section 03 On Page 057 Special Categories 101596 Hospital Outpatient Services IOEB		

Immediately following Specific Appropriation 203, DELETE:

From the funds in Specific Appropriation 203, the Agency for Health Care Administration shall implement an Enhanced Ambulatory Patient Grouping (EAPG) reimbursement methodology for hospital outpatient services as directed in section 409.905(6)(b), Florida Statutes.

Ambulatory Surgical Center Base Rate - \$275.51
Hospital Outpatient Base Rate - \$246.26
Rural Hospital Provider Adjustor - 1.5659
High Medicaid and High Outlier Hospital Adjustor - 2.1227
Documentation and Coding Adjustment - 2%

AND INSERT:

From the funds in Specific Appropriation 203, the Agency for Health Care Administration shall implement an Enhanced Ambulatory Patient Grouping (EAPG) reimbursement methodology for hospital outpatient services as directed in section 409.905(6)(b), Florida Statutes.

Ambulatory Surgical Center Base Rate - \$275.51
Hospital Outpatient Base Rate - \$246.26
Rural Hospital Provider Adjustor - 1.5659
High Medicaid and High Outlier Hospital Adjustor - 2.1227
Documentation and Coding Adjustment - 2%

The Agency for Health Care Administration may adjust the Enhanced Ambulatory Patient Grouping parameters based upon historical billing practices measured prior to the Start of Fiscal Year 2018-2019 to comply with the availability of funds in Specific Appropriation 203.

Amendment 11 (995198)—

		DELETE	INSERT
	AGENCY FOR HEALTH CARE ADMINISTRATION Program: Health Care Services Medicaid Long Term Care 68501500		
216	In Section 03 On Page 061 Special Categories 101649 Intermediate Care Facilities/Developmentally Disabled Community IOEB		
	1000 General Revenue Fund CA 1,000,000 FSI2NR 1,000,000	80,767,692	81,767,692
AND INSERT:			
	HEALTH, DEPARTMENT OF Program: Community Public Health Statewide Public Health Support Services 64200800		
502A	In Section 03 On Page 104 Lump Sum 090009 Community Health Centers IOEB		
	1000 General Revenue Fund CA -1,000,000 FSI1NR -1,000,000	5,000,000	4,000,000

Amendment 12 (995199) was withdrawn.

Senator Garcia moved the following amendment which was adopted:

Amendment 13 (995159)—

		DELETE	INSERT
	AGENCY FOR PERSONS WITH DISABILITIES Program: Services To Persons With Disabilities Home And Community Services 67100100		
238	In Section 03 On Page 065 Special Categories 100179 Grant And Aid Individual And Family Supports IOEB		

DELETE the proviso immediately following Specific Appropriation 238:

Funds in Specific Appropriation 238 expended for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.

From the funds in Specific Appropriation 238, \$1,000,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided for supported employment services for individuals on the waiting list for the Developmental Disabilities Medicaid Waiver program in Specific Appropriation 242. The supported employment services shall be provided in a manner consistent with the same rules and regulations governing these services in the Developmental Disabilities Medicaid Waiver program, and may additionally be used towards obtaining and maintaining paid or unpaid internships.

Immediately following Specific Appropriation 238, INSERT:

Funds in Specific Appropriation 238 expended for developmental training programs shall require a 12.5 percent match from local sources. In-kind match is acceptable provided there are no reductions in the number of persons served or level of services provided.

From the funds in Specific Appropriation 238, \$900,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided for supported employment services for individuals on the waiting list for the Developmental Disabilities Medicaid Waiver program in Specific Appropriation 242. The supported employment services shall be provided in a manner consistent with the same rules and regulations governing these services in the Developmental Disabilities Medicaid Waiver program, and may additionally be used towards obtaining and maintaining paid or unpaid internships.

From the funds in Specific Appropriation 238, \$100,000 in nonrecurring funds from the Social Services Block Grant Trust Fund is provided to the ADE - Culinary Training Services and Senior Services for Persons with Developmental Disabilities (Senate Form 1238).

Amendment 14 (995174) was withdrawn.

Senator Flores moved the following amendment which was adopted:

Amendment 15 (995187)—

	DELETE	INSERT
AGENCY FOR PERSONS WITH DISABILITIES		
Program: Services To Persons With		
Disabilities		
Home And Community Services 67100100		
242 In Section 03 On Page 065		
Special Categories 101555		
Home And Community Based Services Waiver IOEE		

At the end of existing proviso language, following Specific Appropriation 242, INSERT:

Effective October 1, 2018 agency rates for providers may not be paid to agencies with fewer than 4 employees. The Agency for Persons with Disabilities is directed to equalize agency rates on a percentage basis and an agency rate shall be available to all agency providers who meet the criteria of 4 employees. Equalization of agency rates shall be accomplished within existing resources.

Senator Powell moved the following amendment which was adopted:

Amendment 16 (995167)—

	DELETE	INSERT
AGENCY FOR PERSONS WITH DISABILITIES		
Program: Services To Persons With		
Disabilities		
Home And Community Services 67100100		
244A In Section 03 On Page 066		
Grants And Aids To Local Governments And 140211		
Nonstate Entities - Fixed Capital Outlay		
Fixed Capital Outlay For Persons With		
Disabilities IOEM		

1000 General Revenue Fund	295,000	775,000
CA 480,000 FSI1NR 480,000		

DELETE the proviso immediately following Specific Appropriation 244A:

From the funds in Specific Appropriation 244A, \$20,000 in nonrecurring funds from the General Revenue Fund is provided to the Palm Beach Habilitation Center for the site plan, engineering, and construction of a facility (Senate Form 1180).

From the funds in Specific Appropriation 244A, \$25,000 in nonrecurring funds from the General Revenue Fund is provided to the City of Hialeah Gardens for the design and construction of the Hialeah Gardens Therapy Pool for individuals with disabilities (Senate Form 2355).

From the funds in Specific Appropriation 244A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Arc of St. Johns for the construction of an adult day training center and hurricane shelter (Senate Form 2006).

AND INSERT:

From the funds in Specific Appropriation 244A, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Palm Beach Habilitation Center for the site plan, engineering, and construction of a facility (Senate Form 1180).

From the funds in Specific Appropriation 244A, \$25,000 in nonrecurring funds from the General Revenue Fund is provided to the City of Hialeah Gardens for the design and construction of the Hialeah Gardens Therapy Pool for individuals with disabilities (Senate Form 2355).

From the funds in Specific Appropriation 244A, \$250,000 in nonrecurring funds from the General Revenue Fund is provided to the Arc of St. Johns for the construction of an adult day training center and hurricane shelter (Senate Form 2006).

Developmental Disability Centers - Civil
Program 67100400

268 In Section 03 On Page 069
Fixed Capital Outlay 080754
Agency For Persons With Disabilities
Fixed Capital Outlay Needs For Centrally
Managed Facilities IOEJ

1000 General Revenue Fund	500,000	20,000
CA -480,000 FSI1NR -480,000		

Senator Garcia moved the following amendment which was adopted:

Amendment 17 (995160)—

	DELETE	INSERT
AGENCY FOR PERSONS WITH DISABILITIES		
Program: Services To Persons With		
Disabilities		
Program Management And Compliance 67100200		
255 In Section 03 On Page 067		
Special Categories 106090		
Home And Community Services		
Administration IOEA		

1000 General Revenue Fund	2,975,644	2,875,644
CA -100,000 FSI2NR -100,000		

DELETE the proviso immediately following Specific Appropriation 255:

From the funds in Specific Appropriation 255, \$305,450 in nonrecurring funds from the General Revenue Fund and \$386,513 in nonrecurring funds from the Operations and Maintenance Trust Fund are provided to continue implementation of the Client Data Management System for the purpose of providing electronic verification of service delivery to recipients by providers, electronic billings for Developmental Disabilities Medicaid Waiver services, and electronic processing of claims. The Agency for Persons with Disabilities is authorized to submit budget amendments requesting the release of funds pursuant to the

provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a detailed operational work plan and spending plan.

AND INSERT:

From the funds in Specific Appropriation 255, \$205,450 in nonrecurring funds from the General Revenue Fund and \$386,513 in nonrecurring funds from the Operations and Maintenance Trust Fund are provided to continue implementation of the Client Data Management System for the purpose of providing electronic verification of service delivery to recipients by providers, electronic billings for Developmental Disabilities Medicaid Waiver services, and electronic processing of claims. The Agency for Persons with Disabilities is authorized to submit budget amendments requesting the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Requests for release of funds shall include a detailed operational work plan and spending plan.

CHILDREN AND FAMILIES, DEPARTMENT OF
Administration
Program: Support Services
Information Technology 60900202

301 In Section 03 On Page 072
Special Categories 100644
Computer Related Expenses IOEA

1000	General Revenue Fund	3,002,169	3,102,169
	CA 100,000 FSI1NR 100,000		

Following Specific Appropriation 301, INSERT:

From the funds in Specific Appropriation 301, \$100,000 in nonrecurring general revenue funds is provided to Five Points Technology Group to support the annual maintenance costs of the electronic personal health records system for foster children (Senate Form 2462).

Senator Flores moved the following amendments which were adopted:

Amendment 18 (995162)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Family Safety Program Family Safety And Preservation Services 60910310		
313A In Section 03 On Page 074 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	2,454,000	2,949,000
CA 495,000 FSI1NR 495,000		

At the end of existing proviso language, following Specific Appropriation 313A, INSERT:

4KIDS of South Florida Foster Parent Recruitment Project
(Senate Form 2186).....495,000

HEALTH, DEPARTMENT OF
Program: Community Public Health
Disease Control And Health Protection 64200200

482 In Section 03 On Page 101
Fixed Capital Outlay 081108
Health Facilities Repair And Maintenance

- Statewide IOEJ

1000	General Revenue Fund	1,768,928	1,273,928
	CA -495,000 FSI1NR -495,000		

Amendment 19 (995164)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services		

Program: Community Services
Community Substance Abuse And Mental
Health Services 60910950

372 In Section 03 On Page 083
Special Categories 100778
Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	10,533,646	10,833,646
	CA 300,000 FSI1NR 300,000		

At the end of existing proviso language, following Specific Appropriation 372, INSERT:

Florida Association of Recovery Residences - Certification
and Training Program (Senate Form 2492).....300,000

HEALTH, DEPARTMENT OF
Program: Community Public Health
Disease Control And Health Protection 64200200

482 In Section 03 On Page 101
Fixed Capital Outlay 081108

Health Facilities Repair And Maintenance
- Statewide IOEJ

1000	General Revenue Fund	1,768,928	1,468,928
	CA -300,000 FSI1NR -300,000		

Senator Garcia moved the following amendments which were adopted:

Amendment 20 (995166)—

	DELETE	INSERT
HEALTH, DEPARTMENT OF Program: Community Public Health Disease Control And Health Protection 64200200		
482 In Section 03 On Page 101 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund	1,768,928	1,518,928
CA -250,000 FSI1NR -250,000		
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		

372 In Section 03 On Page 083
Special Categories 100778
Grants And Aids - Contracted Services IOEB

1000	General Revenue Fund	10,533,646	10,783,646
	CA 250,000 FSI1NR 250,000		

At the end of existing proviso language, following Specific Appropriation 372, INSERT:

Veterans Alternative Retreat Program (Senate Form 2070)..... 250,000

Amendment 21 (995212)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
372 In Section 03 On Page 083 Special Categories 100778 Grants And Aids - Contracted Services IOEB		

DELETE the following proviso in Specific Appropriation 372:

Miami-Dade Homeless Trust - Diversion First Mental Health
Program (Senate Form 2351)..... 250,000

AND INSERT:

Miami-Dade Homeless Trust - Diversion First Mental Health
Program (Senate Form 2351)..... 150,000
Specialized Opioid Treatment and Residential Substance Abuse
Training Program (Senate Form 2467)..... 100,000

Senator Powell moved the following amendment which was adopted:

Amendment 22 (995214)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
372 In Section 03 On Page 083 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	10,533,646	10,733,646
CA 200,000 FSI1NR 200,000		

At the end of existing proviso language, following Specific
Appropriation 372, INSERT:

Jerome Golden Center Level II Residential Co-Occurring Disorder
Program (Senate Form 1062)..... 200,000

HEALTH, DEPARTMENT OF Program: Community Public Health Disease Control And Health Protection 64200200		
In Section 03 On Page 101		
482 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund	1,768,928	1,568,928
CA -200,000 FSI1NR -200,000		

Amendment 23 (995215) was withdrawn.

Senator Thurston moved the following amendment which was adopted:

Amendment 24 (995186)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
380B In Section 3 On Page 083 Grants And Aids To Local Governments And 146061 Nonstate Entities - Fixed Capital Outlay Henderson Behavioral Health Crisis Stabilization Unit - Broward County IOEM		
1000 General Revenue Fund		100,000
CA 100,000 FSI1NR 100,000		

Following Specific Appropriation 380B, INSERT:

Funds in Specific Appropriation 380B in nonrecurring general revenue
funds are provided for the replacement of the Henderson Behavioral
Health, Inc. crisis stabilization unit in Broward County (Senate Form
1772).

HEALTH, DEPARTMENT OF
Program: Community Public Health
Disease Control And Health Protection 64200200

482 In Section 03 On Page 101 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund	1,768,928	1,668,928
CA -100,000 FSI1NR -100,000		

Senator Flores moved the following amendment which was adopted:

Amendment 25 (995213)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Community Services Community Substance Abuse And Mental Health Services 60910950		
380C In Section 03 On Page 085 Grants And Aids To Local Governments And 146066 Nonstate Entities - Fixed Capital Outlay Agape Village Health Center IOEM		
1000 General Revenue Fund		25,000
CA 25,000 FSI1NR 25,000		

AND INSERT:

Funds in Specific Appropriation 380C in nonrecurring general revenue
funds are provided for the construction of the Agape Village community
health and residential treatment facility in Miami-Dade County (Senate
Form 2392).

HEALTH, DEPARTMENT OF Program: Community Public Health Disease Control And Health Protection 64200200		
In Section 03 On Page 101		
482 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund	1,768,928	1,743,928
CA -25,000 FSI1NR -25,000		

Amendment 26 (995177) was withdrawn.

Senator Grimsley moved the following amendment which was adopted:

Amendment 27 (995204)—

	DELETE	INSERT
HEALTH, DEPARTMENT OF Program: Community Public Health Disease Control And Health Protection 64200200		
482 In Section 03 On Page 101 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEJ		
1000 General Revenue Fund	1,768,928	1,568,928
CA -200,000 FSI1NR -200,000		
ELDER AFFAIRS, DEPARTMENT OF Program: Services To Elders Program Home And Community Services 65100400		
403B In Section 03 On Page 090 Grants And Aids To Local Governments And 140081 Nonstate Entities - Fixed Capital Outlay Grants and Aids - Assisted Living		

Facilities IOEM

1000 General Revenue Fund 200,000
CA 200,000 FSI1NR 200,000

Following Specific Appropriation 403B, INSERT:

From the funds in Specific Appropriation 403B, \$200,000 in nonrecurring funds from the General Revenue is provided to purchase a bi-fuel generator for MorseLife Assisted Living Facility (Senate Form 2548).

Senator Rader moved the following amendment which was adopted:

Amendment 28 (995179)—

	DELETE	INSERT
HEALTH, DEPARTMENT OF		
Program: Children's Medical Services		
Children's Special Health Care 64300100		
In Section 03 On Page 108		
528 Special Categories 100778		
Grants And Aids - Contracted Services IOEB		

Following Specific Appropriation 528, DELETE:

From the funds in Specific Appropriation 528, \$500,000 from the General Revenue Fund shall continue to be provided to the Diaphragmatic Pacing Demonstration Project at the Broward Children's Center (recurring base appropriations project).

AND INSERT:

From the funds in Specific Appropriation 528, \$500,000 from the General Revenue Fund shall continue to be provided to the Diaphragmatic Pacing Demonstration Project at the Broward Children's Center (recurring base appropriations project) which is authorized to serve cognitively intact individuals over 21 years of age with a spinal cord injury who are implanted or non-implanted.

Senator Flores moved the following amendment which was adopted:

Amendment 29 (995150)—

	DELETE	INSERT
AGENCY FOR HEALTH CARE ADMINISTRATION 68000000		
In Section 20 On Page 408		

In Section 20, on Page 408, DELETE the following:

Within 15 days of this section becoming a law, the Agency for Health Care Administration shall calculate a hospital outpatient statewide and individual hospital outpatient rates using actual hospital outpatient claims with first date of service on or after July 1, 2017 for which payment was determined using the Enhanced Ambulatory Patient Grouping payment method. The re-calculated rates, in the aggregate, shall be equivalent to the average unit cost paid for hospital outpatient claims in State Fiscal Year 2016-17.

The Agency for Health Care Administration shall post the re-calculated rates within 45 days of this section becoming a law. The re-calculated rates shall be used to make payments for the remainder of the fiscal year. These payments shall be sufficient to maintain budget neutrality in the aggregate, and must adhere to the Enhanced Ambulatory Patient Grouping 5% cap on hospital gains and losses transition period described in the State Fiscal Year 2017-18 General Appropriations Act for the entire Fiscal Year 2017-2018.

AND INSERT:

Within 15 days of this section becoming a law, the Agency for Health Care Administration shall calculate a hospital outpatient statewide and individual hospital outpatient rates using actual hospital outpatient claims with first date of service on or after July 1, 2017, for which payment was determined using the Enhanced Ambulatory Patient Grouping (EAPG) payment method. The re-calculated rates, in the aggregate, shall

be equivalent to the average unit cost paid for hospital outpatient claims in Fiscal Year 2016-2017.

The Agency for Health Care Administration shall post the re-calculated rates within 45 days of this section becoming a law to be effective April 1, 2018. The re-calculated rates shall be used to make payments for the remainder of Fiscal Year 2017-2018. These payments shall be sufficient to maintain budget neutrality in the aggregate, and must adhere to the Enhanced Ambulatory Patient Grouping five percent cap on hospital gains and losses transition period described in the Fiscal Year 2017-2018 General Appropriations Act for the Fiscal Year 2017-2018.

Managed care payments to hospitals which are based upon EAPG payment rates shall be based upon these recalculated rates. This section shall take effect upon becoming a law.

Amendments 30 (995195) and 31 (995202) were withdrawn.

Senator Brandes moved the following amendment which was adopted:

Amendment 32 (995194)—

	DELETE	INSERT
LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL		
Program: Office Of Attorney General		
Executive Direction And Support Services 41100500		
In Section 04 On Page 198		
1297 Special Categories 100777		
Contracted Services IOEA		
1000 General Revenue Fund	275,807	1,158,807
CA 883,000 FSI1NR 883,000		

At the end of existing proviso language, following Specific Appropriation 1297, INSERT:

From the funds in Specific Appropriation 1297, \$883,000 in nonrecurring general revenue funds is provided to the Legal Services Clinic of the Puerto Rican Bar Association, Inc. to provide pro bono legal services (Senate Form 2577).

JUVENILE JUSTICE, DEPARTMENT OF		
Program: Residential Corrections Program		
Non-Secure Residential Commitment 80800100		
In Section 04 On Page 180		
1157 Fixed Capital Outlay 080410		
Department Of Juvenile Justice		
Maintenance And Repair - State Owned		
Buildings IOBJ		
1000 General Revenue Fund	5,917,500	5,034,500
CA -883,000 FSI1NR -883,000		

Senator Gainer moved the following amendment which was adopted:

Amendment 33 (995201)—

	DELETE	INSERT
LAW ENFORCEMENT, DEPARTMENT OF		
Program: Investigations And Forensic		
Science Program		
Investigative Services 71600200		
In Section 04 On Page 191		
1234A Grants And Aids To Local Governments And	140085	
Nonstate Entities - Fixed Capital Outlay IOEM		
1000 General Revenue Fund	2,100,000	2,200,000
CA 100,000 FSI1NR 100,000		

At the end of existing proviso language, following Specific Appropriation 1234A, INSERT:

City of Marianna Public Safety Administration Complex (Senate Form 1008).....100,000

JUVENILE JUSTICE, DEPARTMENT OF
Program: Residential Corrections Program
Non-Secure Residential Commitment 80800100

1157 In Section 04 On Page 180
Fixed Capital Outlay 080410
Department Of Juvenile Justice

Maintenance And Repair - State Owned
Buildings IOEJ

1000 General Revenue Fund 5,917,500 5,817,500
CA -100,000 FSI1NR -100,000

Senator Brandes moved the following amendments which were adopted:

Amendment 34 (995192)—

	DELETE	INSERT
LAW ENFORCEMENT, DEPARTMENT OF		
Program: Investigations And Forensic		
Science Program		
Crime Lab Services 71600100		
In Section 04 On Page 187		
1210 Salaries And Benefits 010000 IOEA		

Above Specific Appropriation 1210, INSERT:

From the funds in Specific Appropriations 1210 through 1220, the department shall conduct a comparison study of the workload demand, expense budgets, and staffing of the six crime laboratories that comprise the statewide criminal analysis laboratory system as well as the five county-operated crime laboratories designated in s. 943.35, Florida Statutes. The study results will be published in a report that will include recommendations to address any funding needs indicated by the comparison study. A copy of the report shall be submitted to the Governor, President of the Senate, and Speaker of the House by February 1, 2019.

Amendment 35 (995205)—

	DELETE	INSERT
In Section On Page 000		
In Section On Page 390		

Following Specific Appropriation , DELETE:

From the funds in Specific Appropriation 3165A, \$9,000,000 in recurring general revenue funds and \$900,000 in nonrecurring general revenue funds are provided for treatment services, drug testing, case management, and ancillary services for offenders in problem-solving courts, including, but not limited to, veterans court, post-adjudicatory drug court, adult and juvenile drug court, mental health court, and early childhood court. From the nonrecurring funds appropriated, \$600,000 shall be expended to support veterans courts and \$300,000 shall be expended to support early childhood courts. The Trial Court Budget Commission shall determine the allocation of funds to the circuits. Funds distributed from this specific appropriation must be matched by local government funds. The matching ratio for allocation of these funds shall be 40 percent local / 60 percent state funding, other than veterans court, which shall have a matching ratio of 20 percent local / 80 percent state funding. If the county meets the definition of a "fiscally constrained county", as provided in section 218.67, Florida Statutes, the matching ratio for any problem-solving court shall be 20 percent local / 80 percent state funding.

AND INSERT:

From the funds in Specific Appropriation 3165A, \$9,000,000 in recurring general revenue funds and \$900,000 in nonrecurring general revenue funds are provided for treatment services, drug testing, case management, and ancillary services for offenders in problem-solving courts, including,

but not limited to, veterans court, post-adjudicatory drug court, adult and juvenile drug court, mental health court, and early childhood court. From the nonrecurring funds appropriated, \$600,000 shall be expended to support veterans courts and \$300,000 shall be expended to support early childhood courts. The Trial Court Budget Commission shall determine the allocation of funds to the circuits. Funds distributed from this specific appropriation must be matched by local government funds. The matching ratio for allocation of these funds shall be 40 percent local / 60 percent state funding, other than veterans court, which shall have a matching ratio of 20 percent local / 80 percent state funding. If the county meets the definition of a "fiscally constrained county", as provided in section 218.67, Florida Statutes, no local match will be required.

Senator Simpson moved the following amendment which was adopted:

Amendment 36 (995152)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF		
Transportation Systems Development		
Program: Transportation Systems		
Development 55100100		
In Section 05 On Page 258		
1855 Special Categories 108846		
Grants And Aids - Transportation		
Disadvantaged IOEB		

DELETE:

From the funds in Specific Appropriation 1855, \$10,361,334 in nonrecurring funds shall be allocated equally among all 67 counties in the state for trip and equipment grants.

From the funds in Specific Appropriation 1855, \$41,445,334 in nonrecurring funds shall be allocated to community transportation coordinators for trip and equipment grants based on a comparative ranking of all community transportation coordinators in each of the following five categories:

AND INSERT:

From the funds in Specific Appropriation 1855, \$9,733,083 in nonrecurring funds shall be allocated equally among all 67 counties in the state for trip and equipment grants.

From the funds in Specific Appropriation 1855, \$38,932,330 in nonrecurring funds shall be allocated to community transportation coordinators for trip and equipment grants based on a comparative ranking of all community transportation coordinators in each of the following five categories:

Senator Simpson moved the following amendment:

Amendment 37 (995154)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF		
Transportation Systems Operations		
Program: Highway Operations 55150200		
In Section 05 On Page 262		
1897 Fixed Capital Outlay 088716		
Intrastate Highway Construction IOEK		
2540 State Transportation (Primary)	2,472,875,536	2,471,375,536
Trust Fund		
CA -1,500,000 FSI1NR -1,500,000		
In Section 05 On Page 263		
1906A Fixed Capital Outlay 088862		
Local Transportation Projects IOEK		
2540 State Transportation (Primary)	95,420,626	96,920,626
Trust Fund		
CA 1,500,000 FSI1NR 1,500,000		

At the end of existing proviso language, following Specific Appropriation 1906A, INSERT:

Lake Worth Park of Commerce Phase 1B - Boutwell Road Improvements (Senate Form 2111)..... 1,500,000

Senator Simpson moved the following substitute amendment which was adopted:

Substitute Amendment 37 (995216)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
1897 In Section 05 On Page 262 Fixed Capital Outlay 088716 Intrastate Highway Construction IOEK		
2540 State Transportation (Primary) Trust Fund CA -2,500,000 FSI1NR -2,500,000	2,471,375,536	2,468,875,536
1906A In Section 05 On Page 263 Fixed Capital Outlay 088862 Local Transportation Projects IOEK		
2540 State Transportation (Primary) Trust Fund CA 2,500,000 FSI1NR 2,500,000	96,920,626	99,420,626

At the end of existing proviso language, following Specific Appropriation 1906A, INSERT:

Lake Worth Park of Commerce Phase 1B - Boutwell Road Improvements (Senate Form 2111)..... 1,500,000
Biscayne Green (Senate Form 1199)..... 1,000,000

Senator Garcia moved the following amendment which was adopted:

Amendment 38 (995188)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
1897 In Section 05 On Page 262 Fixed Capital Outlay 088716 Intrastate Highway Construction IOEK		
2540 State Transportation (Primary) Trust Fund CA -1,500,000 FSI1NR -1,500,000	2,472,875,536	2,471,375,536
1906A In Section 05 On Page 263 Fixed Capital Outlay 088862 Local Transportation Projects IOEK		
2540 State Transportation (Primary) Trust Fund CA 1,500,000 FSI1NR 1,500,000	95,420,626	96,920,626

At the end of existing proviso language, following Specific Appropriation 1906A, INSERT:

The Underline Multi-Use Trail/Mobility Corridor Funding (Senate Form 1214)..... 1,500,000

Senator Bean moved the following amendment which was adopted:

Amendment 39 (995176)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		

In Section 05 On Page 262
1897 Fixed Capital Outlay 088716
Intrastate Highway Construction IOEK

2540 State Transportation (Primary) 2,472,875,536 2,471,875,536
Trust Fund
CA -1,000,000 FSI1NR -1,000,000

In Section 05 On Page 263
1906A Fixed Capital Outlay 088862
Local Transportation Projects IOEK

2540 State Transportation (Primary) 95,420,626 96,420,626
Trust Fund
CA 1,000,000 FSI1NR 1,000,000

At the end of existing proviso language, following Specific Appropriation 1906A, INSERT:

The Talleyrand Connector (Senate Form 2545)..... 1,000,000

Senator Simpson moved the following amendment which was adopted:

Amendment 40 (995208)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
1906A In Section 05 On Page 263 Fixed Capital Outlay 088862 Local Transportation Projects IOEK		

DELETE:

Transportation Safety Improvements along CR 351C from the Putnam County Line to CR 214 (Senate Form 2379)..... 2,827,500

AND INSERT:

Transportation Safety Improvements along CR 315C from the Putnam County Line to CR 214 (Senate Form 2379)..... 2,827,500

Senator Braynon moved the following amendment which was adopted:

Amendment 41 (995193)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
3121 In Section 06 On Page 383 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		
1000 General Revenue Fund CA -1,500,000 FSI1NR -1,500,000	15,948,245	14,448,245

DELETE:

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

AND INSERT:

From the funds in Specific Appropriation 3121, \$5,513,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 291
2178A Special Categories 100274
Grants And Aids - Workforce Projects IOEA

1000	General Revenue Fund	400,000	1,900,000
	CA 1,500,000 FSI1NR 1,500,000		

DELETE:

The nonrecurring funds in Specific Appropriation 2178A are provided for the Department of Economic Opportunity to contract directly with Home Builders Institute - Building Careers for Veterans (Senate Form 2077).

AND INSERT:

From the funds in Specific Appropriation 2178A, \$400,000 of nonrecurring general revenue funds is appropriated for the Department of Economic Opportunity to contract directly with Home Builders Institute - Building Careers for Veterans (Senate Form 2077).

From the funds in Specific Appropriation 2178A, \$1,500,000 of nonrecurring general revenue funds is appropriated to fund the Everglades Restoration Agricultural Community Employment Training Program established in section 446.71, Florida Statutes. The Department of Economic Opportunity must enter into a grant agreement directly with the requester of funds and the institution receiving funding through the program.

Senator Simpson moved the following amendment which was adopted:

Amendment 42 (995151)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Workforce Services Workforce Development 40200100		
In Section 06 On Page 291 2179 Special Categories 100564 Non Custodial Parent Program IOEB		

DELETE:

CareerSource Pinellas shall administer the funds.

AND INSERT:

CareerSource Pasco Hernando shall administer the funds.

Senator Campbell moved the following amendment which was adopted:

Amendment 43 (995171)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
In Section 06 On Page 383 3121 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		
1000 General Revenue Fund CA -200,000 FSI1NR -200,000	15,948,245	15,748,245

DELETE:

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

AND INSERT:

From the funds in Specific Appropriation 3121, \$6,813,985 of

nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Strategic Business Development
Strategic Business Development 40400100

In Section 06 On Page 300
2233A Special Categories 100562
Economic Development Projects IOEA

1000	General Revenue Fund	16,346,283	16,546,283
	CA 200,000 FSI1NR 200,000		

INSERT:

City of Miami Beach - North Beach Business Incubator
(Senate Form 2280)..... 200,000

Amendment 44 (995173) was withdrawn.

Senator Passidomo moved the following amendment which was adopted:

Amendment 45 (995207)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
In Section 06 On Page 383 3121 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		
1000 General Revenue Fund CA -110,000 FSI1NR -110,000	15,948,245	15,838,245

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

From the funds in Specific Appropriation 3121, \$6,903,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

GOVERNOR, EXECUTIVE OFFICE OF THE

Program: Emergency Management
Emergency Prevention, Preparedness And
Response 31700100

In Section 06 On Page 332
2580 Special Categories 105860
Grants And Aids - Hurricane Loss
Mitigation IOEB

1000	General Revenue Fund	6,000,000	6,110,000
	CA 110,000 FSI1NR 110,000		

At the end of existing proviso language, following Specific Appropriation 2580, INSERT:

From the funds in Specific Appropriation 2580, \$45,000 of nonrecurring general revenue funds is allocated for City of LaBelle City Hall Emergency Generator (Senate Form 1315).

From the funds in Specific Appropriation 2580, \$65,000 of nonrecurring general revenue funds is allocated for City of LaBelle Civic Center Emergency Generator (Senate Form 1291).

Amendment 46 (995175) was withdrawn.

Senator Simpson moved the following amendment which was adopted:

Amendment 47 (995141)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
3121 In Section 06 On Page 383 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		
1000 General Revenue Fund CA -4,500,000 FSI1NR -4,500,000	15,948,245	11,448,245

DELETE:

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

AND INSERT:

From the funds in Specific Appropriation 3121, \$2,513,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

Program: Corporations Commercial Recordings And Registrations 45300100		
3099 In Section 06 On Page 382 Special Categories 100777 Contracted Services IOEA		
1000 General Revenue Fund CA 4,500,000 FSI1NR 4,500,000	143,954	4,643,954

INSERT:

From the funds in Specific Appropriation 3099, \$4,500,000 in nonrecurring general revenue funds is provided to the Department of State for the competitive procurement and potential contract award for the replacement of the current legacy systems supporting the registration of businesses and management of businesses' activities through electronic filing and correspondence, document management, payment processing, and certification issuance.

Of these funds, \$2,924,577 shall be placed in reserve. The department is authorized to submit budget amendments to request the release of funds pursuant to the provisions of chapter 216, Florida Statutes, and based on the department's planned expenditures. Each budget amendment shall include a current project management plan with project milestones, progress made to date for each milestone, planned and actual deliverable completion dates, planned and actual costs incurred, and any known project issues and risks.

The department shall provide written, quarterly status reports to the Office of Policy and Budget in the Executive Office of the Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee that include progress made to date, planned and actual project activities, planned and actual costs incurred, and any identified project issues and risks.

Senator Bracy moved the following amendment which was adopted:

Amendment 48 (995172)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Cultural Affairs Cultural Affairs 45500300		
3121 In Section 06 On Page 383 Special Categories 100123 Grants And Aids - Cultural And Museum Grants IOEB		

DELETE:

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

For the next Cultural and Museum Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a rural area of opportunity (RAO) designated by the Governor pursuant to section 288.0656(7), Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

The remaining nonrecurring general revenue in Specific Appropriation 3121 shall be allocated as follows:

African American History Museum at the Historic Roosevelt High School (Senate Form 1292).....	350,000
Historic Hernando School Restoration Completion, Citrus County Historical Society (Senate Form 1896).....	396,400
Education Center at Miami Military Museum and Memorial (Senate Form 1087).....	400,000
Permanent Exhibition Buildout of the First South Florida Holocaust Museum (Senate Form 1304).....	500,000
Mahaffey Theater Expansion Project (Senate Form 1476).....	500,000
Ruth Eckerd Hall Expanding the Experience Campaign (Senate Form 2153).....	500,000
Bascom Museum and Cultural Center (Senate Form 1005).....	50,000
Caribbean American Cultural Preservation (Senate Form 1200).....	250,000
Camp Blanding Museum Expansion (Senate Form 2252).....	4,737,860
Vizcaya Museum and Gardens - Windstorm and Water Infiltration Protection (Senate Form 2307).....	250,000
American Craftsman Museum, Inc. (Senate Form 2021).....	250,000
Dade Heritage Trust Helping Historic Properties Project (Senate Form 1173).....	200,000
Historic Hampton House Community Education and Adaptive Reuse (Senate Form 2051).....	250,000
Great Explorations Children's Museum (Senate Form 2022).....	300,000

AND INSERT:

From the funds in Specific Appropriation 3121, \$6,963,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

For the next Cultural and Museum Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a rural area of opportunity (RAO) designated by the Governor pursuant to section 288.0656(7), Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

The remaining nonrecurring general revenue in Specific Appropriation 3121 shall be allocated as follows:

African American History Museum at the Historic Roosevelt High School (Senate Form 1292).....	350,000
Historic Hernando School Restoration Completion, Citrus County Historical Society (Senate Form 1896).....	396,400
Education Center at Miami Military Museum and Memorial (Senate Form 1087).....	400,000
Permanent Exhibition Buildout of the First South Florida Holocaust Museum (Senate Form 1304).....	500,000
Mahaffey Theater Expansion Project (Senate Form 1476).....	500,000
Ruth Eckerd Hall Expanding the Experience Campaign (Senate Form 2153).....	500,000
Bascom Museum and Cultural Center (Senate Form 1005).....	50,000
Caribbean American Cultural Preservation (Senate Form 1200).....	250,000
Camp Blanding Museum Expansion (Senate Form 2252).....	4,737,860
Vizcaya Museum and Gardens - Windstorm and Water Infiltration Protection (Senate Form 2307).....	250,000
American Craftsman Museum, Inc. (Senate Form 2021).....	250,000
Dade Heritage Trust Helping Historic Properties Project (Senate Form 1173).....	200,000
Historic Hampton House Community Education and Adaptive Reuse (Senate Form 2051).....	250,000
Great Explorations Children's Museum (Senate Form 2022).....	300,000

Exploration of Culture and Humanities Options (ECHO)
(Senate Form 2382)..... 50,000

Senator Book moved the following amendment which was adopted:

Amendment 49 (995153)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -200,000 FSI1NR -200,000	4,761,500	4,561,500
Program: Agricultural Economic Development Agricultural Products Marketing 42170200		
1447A In Section 05 On Page 214 Special Categories 101290 Urban Aquaponics Farming IOEB		
1000 General Revenue Fund CA 200,000 FSI1NR 200,000		200,000

Following Specific Appropriation 1447A, INSERT:

Funds in Specific Appropriation 1447A are provided for the Native Fresh
Urban Aquaponics Farming project (Senate Form 1163).

Senator Hutson moved the following amendment which was deferred:

Amendment 50 (995190)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -1,000,000 FSI1NR -1,000,000	4,761,500	3,761,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595A In Section 05 On Page 230 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 1,000,000 FSI1NR 1,000,000	31,548,500	32,548,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in
nonrecurring funds from the General Revenue Fund is allocated among the
following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$32,548,500 in
nonrecurring funds from the General Revenue Fund is allocated among the
following water projects:

Flagler Beach Wastewater Treatment Plant - Sanitary Sewer
Overflow Risk Reduction (Senate Form 1585)..... 1,000,000

Senator Powell moved the following amendments which were adopted:

Amendment 51 (995142)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -900,000 FSI1NR -900,000	4,761,500	3,861,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595A In Section 05 On Page 230 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 900,000 FSI1NR 900,000	31,548,500	32,448,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in
nonrecurring funds from the General Revenue Fund is allocated among the
following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$32,448,500 in
nonrecurring funds from the General Revenue Fund is allocated among the
following water projects:

Port St. Lucie McCarty Ranch Water Quality Restoration and
Storage Project Area 3 Construction (Senate Form 1975)..... 900,000

Amendment 52 (995140)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -180,000 FSI1NR -180,000	4,761,500	4,581,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance		

Water Restoration Assistance 37220100

In Section 05 On Page 230

1595A Grants And Aids To Local Governments And 140047
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Water Projects IOEM

1000 General Revenue Fund 31,548,500 31,728,500
CA 180,000 FSI1NR 180,000

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,728,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Port St. Lucie McCarty Ranch Water Quality Restoration and Storage Project Area 3 Design (Senate Form 1976)..... 180,000

Senator Rader moved the following amendment which was adopted:

Amendment 53 (995143)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
In Section 05 On Page 205		
1352A Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund 4,761,500 3,761,500 CA -1,000,000 FSI1NR -1,000,000		
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 230		
1595A Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund 31,548,500 32,548,500 CA 1,000,000 FSI1NR 1,000,000		

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$32,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Glades Region Infrastructure Improvement Program (Senate Form 1424)..... 1,000,000

Senator Perry moved the following amendment which was adopted:

Amendment 54 (995144)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
In Section 05 On Page 205		
1352A Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund 4,761,500 4,551,500 CA -210,000 FSI1NR -210,000		
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 230		
1595A Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund 31,548,500 31,758,500 CA 210,000 FSI1NR 210,000		

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,758,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Palatka Wastewater Treatment Plant Bio-solids Treatment System Improvements (Senate Form 2474)..... 210,000

Senator Campbell moved the following amendment which was adopted:

Amendment 55 (995147)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
In Section 05 On Page 205		
1352A Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund 4,761,500 4,261,500 CA -500,000 FSI1NR -500,000		
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 230		
1595A Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund 31,548,500 32,048,500 CA 500,000 FSI1NR 500,000		

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$32,048,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Bay Harbor Islands Sewer Lateral Lining (Senate Form 1587)..... 500,000

The question recurred on **Amendment 50 (995190)** which was adopted.

Senator Mayfield moved the following amendment which was adopted:

Amendment 56 (995148)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -250,000 FSI1NR -250,000	4,761,500	4,511,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595A In Section 05 On Page 230 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 250,000 FSI1NR 250,000	31,548,500	31,798,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,798,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Martin County Golden Gate Vacuum Sewer System (Senate Form 2133)..... 250,000

Senator Thurston moved the following amendment which was adopted:

Amendment 57 (995196)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And		

Administration
Executive Direction And Support Services 42010300

1352A In Section 05 On Page 205
Special Categories 100242
Transfer To Agricultural Emergency
Eradication Trust Fund IOEA

1000 General Revenue Fund 4,761,500 4,561,500
CA -200,000 FSI1NR -200,000

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: Water Restoration Assistance
Water Restoration Assistance 37220100

1595A In Section 05 On Page 230
Grants And Aids To Local Governments And 140047
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Water Projects IOEM

1000 General Revenue Fund 31,548,500 31,748,500
CA 200,000 FSI1NR 200,000

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,748,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Lauderdale Lakes Stormwater Conveyance and Water Quality
Improvement Project (Senate Form 1028)..... 200,000

Senator Montford offered the following amendment which was moved by Senator Gibson:

Amendment 58 (995197)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -200,000 FSI1NR -200,000	4,761,500	4,561,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595A In Section 05 On Page 230 Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund CA 200,000 FSI1NR 200,000	31,548,500	31,748,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,748,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Gretna Water Booster Station (Senate Form 1958)..... 200,000

Senator Montford offered the following substitute amendment which was moved by Senator Gibson and adopted:

Substitute Amendment 58 (995218)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Office Of The Commissioner And Administration Executive Direction And Support Services 42010300		
1352A In Section 05 On Page 205 Special Categories 100242 Transfer To Agricultural Emergency Eradication Trust Fund IOEA		
1000 General Revenue Fund CA -200,000 FSI1NR -200,000	4,761,500	4,561,500
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595A In Section 05 On Page 230 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 200,000 FSI1NR 200,000	31,548,500	31,748,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,748,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Gretna Water Booster Station (Senate Form 1958)..... 100,000
Blountstown Wastewater Effluent Discharge (Senate Form
1581)..... 100,000

Senator Grimsley moved the following amendment which was adopted:

Amendment 59 (995158)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Forest And Resource Protection Florida Forest Service 42110400		
1385 In Section 05 On Page 207 Special Categories 100100 Forestry Wildfire Protection/Suppression Equipment IOEA		
1000 General Revenue Fund CA -400,000 FSI1NR -400,000	6,000,000	5,600,000

Program: Agricultural Economic
Development
Animal Pest And Disease Control 42170500

In Section 05 On Page 216
1466A Special Categories 100670
State Agricultural Response Team (Sart) IOEA

1000 General Revenue Fund 400,000
CA 400,000 FSI1NR 400,000

Following Specific Appropriation 1466A, INSERT:

Funds in Specific Appropriation 1466A are provided to the Department of Agriculture and Consumer Services for the purchase and maintenance of equipment necessary to coordinate the state's response for animal and agricultural issues in Florida in case of an emergency or disaster situation.

Amendments 60 (995145) and 61 (995149) were withdrawn.

Senator Passidomo moved the following amendment which was adopted:

Amendment 62 (995169)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595 In Section 05 On Page 230 Fixed Capital Outlay 087870 Springs Restoration IOEJ		
1000 General Revenue Fund CA -1,500,000 FSI1NR -1,500,000	20,000,000	18,500,000
1595A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 1,500,000 FSI1NR 1,500,000	31,548,500	33,048,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$33,048,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Bonita Springs Imperial River Flood Mitigation & Prevention
(Senate Form 1394)..... 1,500,000

Senator Braynon moved the following amendment which was adopted:

Amendment 63 (995209)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595 In Section 05 On Page 230 Fixed Capital Outlay 087870 Springs Restoration IOEJ		
1000 General Revenue Fund CA -200,000 FSI1NR -200,000	20,000,000	19,800,000

1595A Grants And Aids To Local Governments And 140047
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Water Projects IOEM

1000 General Revenue Fund 31,548,500 31,748,500
CA 200,000 FSI1NR 200,000

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,748,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Oakland South Lake Apopka Initiative project (Senate Form 2325)..... 200,000

Senator Gainer moved the following amendment which was adopted:

Amendment 64 (995178)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595 In Section 05 On Page 230 Fixed Capital Outlay 087870 Springs Restoration IOEJ		
1000 General Revenue Fund 20,000,000 19,950,000 CA -50,000 FSI1NR -50,000		
1595A Grants And Aids To Local Governments And 140047 Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund 31,548,500 31,598,500 CA 50,000 FSI1NR 50,000		

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$31,598,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Okaloosa County Overbrook Subdivision Flooding (Senate Form 2578)..... 50,000

Amendments 65 (995180), 66 (995181), and 67 (995182) were withdrawn.

Senator Grimsley moved the following amendment which was adopted:

Amendment 68 (995146)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Waste Management Waste Management 37450300		
1660 In Section 05 On Page 239 Fixed Capital Outlay 087889 Petroleum Tanks Cleanup IOEJ		

Immediately following Specific Appropriation 1660, INSERT:

From the funds in Specific Appropriation 1660, \$10,000,000 in nonrecurring funds is provided to address the damage or potential damage to underground storage tank systems caused by ethanol or biodiesel pursuant to section 376.3071, Florida Statutes.

Senator Book moved the following amendment which was adopted:

Amendment 69 (995189)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Recreation And Parks State Park Operations 37500300		
1681 In Section 05 On Page 241 Fixed Capital Outlay 080039 State Park Facility Improvements IOEJ		
2408 Internal Improvement Trust Fund 11,875,000 CA 11,875,000 FSI1NR 11,875,000		
2675 State Park Trust Fund 27,875,000 16,000,000 CA -11,875,000 FSI1NR -11,875,000		

Senator Galvano moved the following amendment which was adopted:

Amendment 70 (995168)—

	DELETE	INSERT
FISH AND WILDLIFE CONSERVATION COMMISSION Program: Habitat And Species Conservation Habitat And Species Conservation 77350200		
1792 In Section 05 On Page 251 Special Categories 102334 Control Of Invasive Exotics IOEA		
2423 Land Acquisition Trust Fund 30,823,647 30,223,647 CA -600,000 FSI1NR -600,000		
1000 General Revenue Fund 600,000 CA 600,000 FSI1NR 600,000		
1802B In Section 05 On Page 253 Grants And Aids To Local Governments And 145000 Nonstate Entities - Fixed Capital Outlay Grant And Aids - Manatee County Robinson Preserve Habitat Restoration IOEM		
1000 General Revenue Fund 600,000 0 CA -600,000 FSI1NR -600,000		
2423 Land Acquisition Trust Fund 600,000 CA 600,000 FSI1NR 600,000		

DELETE the proviso immediately following Specific Appropriation 1802B:

From the funds in Specific Appropriation 1802B, \$600,000 in nonrecurring funds from the General Revenue Fund is provided for the Robinson Preserve Habitat Restoration in Manatee County (Senate Form 1518).

AND INSERT:

From the funds in Specific Appropriation 1802B, \$600,000 in nonrecurring funds from the Land Acquisition Trust Fund is provided for the Robinson Preserve Habitat Restoration in Manatee County (Senate Form 1518).

Senator Gibson moved the following amendment which was adopted:

Amendment 71 (995211)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Education - Fixed Capital Outlay 48150000		

In Section 02 On Page 007
 23 Fixed Capital Outlay 089006
 Florida College System Projects IOEL

2555	Public Education Capital Outlay And Debt Service Trust Fund	18,103,744	19,103,744
	CA 1,000,000 FSI1NR 1,000,000		

Immediately following Specific Appropriation 23, INSERT:

Nonrecurring funds in Specific Appropriation 23 shall be allocated as follows:

FLORIDA STATE COLLEGE AT JACKSONVILLE
 Rem/Add Support to STEM Education, site imp-Downtown
 (Senate Form 1771)..... 1,000,000

In Section 02 On Page 006
 21 Fixed Capital Outlay 089000
 Maintenance, Repair, Renovation, And
 Remodeling IOEL

2555	Public Education Capital Outlay	184,797,354	183,797,354
	And Debt Service Trust Fund		
	CA -1,000,000 FSI1NR -1,000,000		

Following Specific Appropriation 21, DELETE:

Florida College System..... 36,168,047

Following Specific Appropriation 21, INSERT:

Florida College System..... 35,168,047

Senator Montford offered the following amendment which was moved by Senator Gibson and adopted:

Amendment 72 (995183)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Education - Fixed Capital Outlay	48150000	

In Section 02 On Page 007
 23 Fixed Capital Outlay 089006
 Florida College System Projects IOEL

Following Specific Appropriation 23, DELETE:

ST. JOHNS RIVER STATE COLLEGE
 Rem/Ren/Add Instructional and Support-Orange Park..... 7,576,799

Following Specific Appropriation 23, INSERT:

ST. JOHNS RIVER STATE COLLEGE
 Rem/Ren/Add Instructional and Support-Orange Park..... 6,576,799

TALLAHASSEE COMMUNITY COLLEGE
 Rem/Ren Ctr for Innovation 2nd FL-Downtown
 (Senate Form 2322)..... 1,000,000

Senator Young moved the following amendment which was adopted:

Amendment 73 (995184)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF Program: Education - Fixed Capital Outlay	48150000	

In Section 02 On Page 007
 23 Fixed Capital Outlay 089006
 Florida College System Projects IOEL

2555	Public Education Capital Outlay And Debt Service Trust Fund	18,103,744	18,603,744
	CA 500,000 FSI1NR 500,000		

Following Specific Appropriation 23, INSERT:

Nonrecurring funds in Specific Appropriation 23 shall be allocated as follows:

HILLSBOROUGH COMMUNITY COLLEGE
 Allied Health Building - Dale Mabry Campus..... 500,000

24 Fixed Capital Outlay 089007
 State University System Projects IOEL

In Section 02 On Page 008

2555	Public Education Capital Outlay And Debt Service Trust Fund	91,745,139	91,245,139
	CA -500,000 FSI1NR -500,000		

Following Specific Appropriation 24, DELETE:

SYSTEM
 Utility Infrastructure Maintenance and Repairs..... 10,500,000

Following Specific Appropriation 24, INSERT:

SYSTEM
 Utility Infrastructure Maintenance and Repairs..... 10,000,000

Senator Brandes moved the following amendment:

Amendment 74 (995210)—

	DELETE	INSERT
PROGRAM: ADMINISTERED FUNDS	49000000	

In Section 06 On Page 271
 1968A Lump Sum 098921
 State Match For Federal Fema Funding IOEA

1000	General Revenue Fund	84,503,400	84,403,400
	CA -100,000 FSI1NR -100,000		

LEGISLATIVE BRANCH
 Legislative Support Services 11310000

In Section 06 On Page 341
 2672 Lump Sum 093212
 Legislative Support Services - Senate IOEA

1000	General Revenue Fund	24,717,329	24,817,329
	CA 100,000 FSI1NR 100,000		

INSERT:

From the funds in specific appropriation 2672, \$100,000 in nonrecurring general revenue funds is provided for the Office of Program Policy Analysis and Government Accountability (OPPAGA) to contract for a report examining oral health in the state of Florida, specifically in regards to affordability, access, and delivery of dental care. The study must examine utilization data and delivery system gaps, including demographic and income disparities, develop and evaluate policy proposals to address barriers to care, expedience of care delivery, and oral health outcomes for high-need and high-risk populations, examine workforce policies authorizing or increasing mid-level dental providers such as expanded function dental assistants, community dental health coordinators, and dental therapists. OPPAGA shall submit a report on the findings and make recommendations on improving the affordability, access, and delivery of dental care to the Governor, the President of the Senate, and the Speaker of the House of Representatives by February 12, 2019.

Senator Brandes moved the following substitute amendment which was adopted:

Substitute Amendment 74 (995217)—

	DELETE	INSERT
PROGRAM: ADMINISTERED FUNDS	49000000	

In Section 06 On Page 271
 1968A Lump Sum 098921
 State Match For Federal Fema Funding IOEA

1000	General Revenue Fund	84,503,400	84,403,400
	CA -100,000 FSI1NR -100,000		

LEGISLATIVE BRANCH
 Legislative Support Services 11310000

In Section 06 On Page 341
 2672 Lump Sum 093212
 Legislative Support Services - Senate IOEA

1000	General Revenue Fund	24,717,329	24,817,329
	CA 100,000 FSI1NR 100,000		

INSERT:

From the funds in Specific Appropriation 2672, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Office of Program Policy Analysis and Government Accountability to contract with an independent consultant to prepare a report that examines oral health in the state of Florida, specifically in regards to affordability, access, and delivery of dental care. The study must examine utilization data and delivery system gaps, including demographic and income disparities; develop and evaluate policy proposals to address barriers to care, expedience of care delivery, and oral health outcomes for high-need and high-risk populations; and examine workforce policies from other states authorizing or increasing mid-level dental providers such as expanded functions for dental assistants, community dental health coordinators, and dental therapists in order to compare the success of implementing expanded functions for mid-level dental providers in other states to the health access dental license currently authorized in Florida. The Office of Program Policy Analysis and Government Accountability shall submit a report that summarizes the findings of the independent consultant and makes recommendations on improving the affordability, access, and delivery of dental care to the Governor, President of the Senate, and Speaker of the House of Representatives by January 30, 2019.

Senator Brandes moved the following amendment which was adopted:

Amendment 75 (995191)—

	DELETE	INSERT
LEGISLATIVE BRANCH		
Legislative Support Services 11310000		
In Section 06 On Page 341		
2672 Lump Sum 093212		
Legislative Support Services - Senate IOEA		

INSERT:

From the funds in Specific Appropriation 2672, the Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a review of Florida's sentencing laws and identify policy options to reduce or divert low-risk offenders from entering Florida's prisons. As part of its review, OPPAGA shall consult with the Crime and Justice Institute and other criminal justice policy experts who have conducted sentencing policy research in Florida. The review shall include recommended sentencing policies, statutory changes necessary to implement recommended policies, and cost savings estimates. The review shall also assess the potential impact of each proposed option on public safety. OPPAGA shall issue a report of its recommendations to the President of the Senate and the Speaker of the House of Representatives by January 7, 2019.

Senator Stargel moved the following amendment which was adopted:

Amendment 76 (995185)—

	DELETE	INSERT
In Section 8 On Page 398		

In Section 8(3), on Page 398, DELETE the following:

(c) State Health Insurance Premiums for the Period July 1, 2018, through June 30, 2019.

In Section 8(3), on Page 398, INSERT the following:

7. Beginning with plan year 2019, the state group insurance program must provide coverage for prescription enteral formulas and amino-acid-based elemental formulas, regardless of the method of delivery or intake, for home use which are prescribed by a physician licensed under chapter 458 or chapter 459 as medically necessary for the treatment of eosinophilic disorders, food protein-induced enterocolitis syndrome, inherited diseases of amino acid, organic acid, carbohydrate, or fat metabolism as well as malabsorption. Such coverage may not exceed an amount of \$20,000 annually for any insured individual.

(c) State Health Insurance Premiums for the Period July 1, 2018, through June 30, 2019.

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

Senator Bean moved the following amendment which was adopted:

Amendment 77 (995219)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services		
Program: Community Services		
Community Substance Abuse And Mental Health Services 60910950		
In Section 03 On Page 083		
372 Special Categories 100778		
Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	10,533,646	10,633,646
CA 100,000 FSI1NR 100,000		

At the end of existing proviso language, following Specific Appropriation 372, INSERT:

Partnership for Child Health - Pediatric Integrated
 Behavioral Health Services (Senate Form 1658)..... 100,000

	DELETE	INSERT
HEALTH, DEPARTMENT OF		
Program: Community Public Health		
Disease Control And Health Protection 64200200		

	DELETE	INSERT
In Section 03 On Page 101		
482 Fixed Capital Outlay 081108		

Health Facilities Repair And Maintenance
 - Statewide IOEB

1000 General Revenue Fund	1,768,928	1,668,928
CA -100,000 FSI1NR -100,000		

Amendment 78 (995220) was withdrawn.

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

Senator Bradley moved the following amendment which was adopted:

Amendment 79 (995221)—

	DELETE	INSERT
STATE, DEPARTMENT OF		
Program: Cultural Affairs		
Cultural Affairs 45500300		
In Section 06 On Page 383		
3121 Special Categories 100123		
Grants And Aids - Cultural And Museum		
Grants IOEB		

DELETE:

From the funds in Specific Appropriation 3121, \$7,013,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

For the next Cultural and Museum Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a rural area of opportunity (RAO) designated by the Governor pursuant to section 288.0656(7), Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

The remaining nonrecurring general revenue in Specific Appropriation 3121 shall be allocated as follows:

AND INSERT:

From the funds in Specific Appropriation 3121, \$6,563,985 of nonrecurring general revenue is provided for the 2018-2019 General Program Support ranked list.

For the next Cultural and Museum Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a rural area of opportunity (RAO) designated by the Governor pursuant to section 288.0656(7), Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

The remaining nonrecurring general revenue in Specific Appropriation 3121 shall be allocated as follows:

Florida African American Heritage Preservation Network
(Senate Form 1181)..... 450,000

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

Senator Book moved the following amendment which was adopted:

Amendment 80 (995222)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1595 In Section 05 On Page 230 Fixed Capital Outlay 087870 Springs Restoration IOEJ		
1000 General Revenue Fund CA -650,000 FSI1NR -650,000	20,000,000	19,350,000
1595A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM	140047	
1000 General Revenue Fund CA 650,000 FSI1NR 650,000	31,548,500	32,198,500

Following Specific Appropriation 1595A, DELETE:

From the funds in Specific Appropriation 1595A, \$31,548,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

AND INSERT:

From the funds in Specific Appropriation 1595A, \$32,198,500 in nonrecurring funds from the General Revenue Fund is allocated among the following water projects:

Horseshoe Beach Drinking Water (Senate Form 2584)..... 650,000

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

MOTIONS

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

On motion by Senator Bradley—

SB 2502—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1011.62, F.S.; creating the mental health assistance allocation to provide supplemental funding for mental health programming and support in schools; providing that such funds shall be allocated based on an entity's proportionate share of Florida Education Finance Program base funding; specifying that the district funding allocation must include a minimum amount as set forth in the General Appropriations Act; authorizing charter schools to receive a share of district funding if certain conditions are met; providing restrictions regarding allocated funds; requiring school districts and charter schools to annually develop a plan regarding the mental health assistance allocation; prescribing minimum requirements for such plans; requiring school districts to submit approved plans to the Commissioner of Education by a specified date; requiring each entity that receives funding under the mental health assistance allocation to submit a report to the commissioner by a specified date; authorizing the Legislature to provide an annual funding compression allocation in the General Appropriations Act; specifying the purpose of the allocation; prescribing the method of calculating the allocation; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from pro-

viding to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; extending for 1 fiscal year certain limitations on compensation for private court-appointed counsel; amending s. 1011.80, F.S.; providing that state funds provided for postsecondary workforce program operations may be used for inmate education if specifically appropriated for such purpose; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying which expenses may be reimbursed to a justice; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing for construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Executive Office of the Governor and the Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the state's online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of the temporary loan; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority of the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; requiring the Department of Environmental Protection to transfer a designated proportionate share of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a

specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational enhancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year provisions authorizing the Department of Transportation to realign budget authority to carry out the department's work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was read the second time by title.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (888462) (with title amendment)—Delete lines 281-450 and insert:

Section 4. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraphs (b) and (c) of subsection (10) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive *funding for services authorized up to \$2,000 per full-time equivalent student from the hope supplemental services allocation established under s. 1011.62(16) Schools of Hope Program based upon the strength of the school's plan for implementation and its focus on evidence-based interventions that lead to student success by providing wrap-around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap-around services include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:*

~~1. Establish wrap-around services that develop family and community partnerships.~~

~~2. Establish clearly defined and measurable high academic and character standards.~~

~~3. Increase parental involvement and engagement in the child's education.~~

~~4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the requirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.24, to facilitate implementation of the plan.~~

~~5. Identify a knowledge-rich curriculum that the school will use that focuses on developing a student's background knowledge.~~

~~6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.~~

(c) For the 2017-2018 fiscal year, the state board shall:

1. Provide awards for up to 25 schools and prioritize awards for implementation plans submitted pursuant to paragraph (b) that are based on whole school transformation and that are developed in consultation with the school's principal.

2. Annually report on the implementation of this subsection in the report required by s. 1008.345(5), and provide summarized academic performance reports of each traditional public school receiving funds.

Section 5. *The amendments made by this act to s. 1002.33(10)(b)-(c), Florida Statutes, expire July 1, 2019, and the text of those paragraphs shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 6. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, present subsections (16) and (17) of section 1011.62, Florida Statutes, are renumbered as subsections (19) and (20), respectively, new subsections (16) and (17) and subsection (18) are added to that section, and paragraph (a) of subsection (4) and subsection (14) of that section are amended, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.*—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (19)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the

minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.—*The hope supplemental services allocation is created to provide district-managed turnaround schools, as required under s. 1008.33(4)(a), and charter schools authorized under s. 1008.33(4)(b), with funds to offer services designed to improve the overall academic and community welfare of the schools' students and their families.*

(a) *Services funded by the allocation may include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, and parental counseling. In addition, services may also include models that develop a culture that encourages students to complete high school and to attend college or career training, set high academic expectations, inspire character development, and include an extended school day and school year.*

(b) *Prior to distribution of the allocation, a school district, for a district turnaround school, or the charter school governing board for a charter school, as applicable, shall develop and submit a plan for implementation to its respective governing body for approval no later than August 1 of the fiscal year.*

(c) *At a minimum, the plans required under paragraph (b) must:*

1. *Establish comprehensive support services that develop family and community partnerships;*

2. *Establish clearly defined and measurable high academic and character standards;*

3. Increase parental involvement and engagement in the child's education;

4. Describe how instructional personnel will be identified, recruited, retained, and rewarded;

5. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards; and

6. Provide focused instruction to improve student academic proficiency, which may include additional instruction time beyond the normal school day or school year.

(d) Each school district and hope operator shall submit approved plans to the commissioner by September 1 of each fiscal year.

(e) For the 2018-2019 fiscal year, a school that is selected to receive funding in the 2017-2018 fiscal year pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A district-managed turnaround school required under s. 1008.33(4)(a) and a charter school authorized under s. 1008.33(4)(b) are eligible for the remaining funds based on the school's unweighted FTE, up to \$2,000 per FTE or as provided in the General Appropriations Act.

This subsection expires July 1, 2019.

(17) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—The mental health assistance allocation is created to provide supplemental funding to assist school districts in establishing or expanding comprehensive school-based mental health programs that increase awareness of mental health issues among children and school-age youth; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services. These funds may be allocated annually in the General Appropriations Act to each eligible school district and developmental research school based on each entity's proportionate share of Florida Education Finance Program base funding. The district funding allocation must include a minimum amount as specified in the General Appropriations Act. Upon submission and approval of a plan that includes the elements specified in paragraph (b), charter schools are also entitled to a proportionate share of district funding for this program. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses.

(a) Prior to distribution of the allocation:

1. The district must annually develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.

2. A charter school must annually develop and submit a detailed plan outlining the local program and planned expenditures of the funds in the plan to its governing body for approval. After the plan is approved by the governing body, it must be provided to its school district for submission to the commissioner.

(b) The plans required under paragraph (a) must include, at a minimum, all of the following elements:

1. A collaborative effort or partnership between the school district and at least one local community program or agency involved in mental health to provide or to improve prevention, diagnosis, and treatment services for students;

2. Programs to assist students in dealing with bullying, trauma, and violence;

3. Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems or substance use disorders;

4. Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders and to improve the provision of early intervention services;

5. Strategies to enhance the availability of school-based crisis intervention services and appropriate referrals for students in need of mental health services; and

6. Training opportunities for school personnel in the techniques and supports needed to identify students who have trauma histories and who have or are at risk of having a mental illness, and in the use of referral mechanisms that effectively link such students to appropriate treatment and intervention services in the school and in the community.

(c) The districts shall submit approved plans to the commissioner by August 1 of each fiscal year.

This subsection expires July 1, 2019.

(18) **FUNDING COMPRESSION ALLOCATION.**—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share.

This subsection expires July 1, 2019.

Section 7. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraph (c) of subsection (3) of section 1012.731, Florida Statutes, is amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(c) Notwithstanding the requirements of this subsection, for the 2017-2018, ~~2018-2019~~, and 2019-2020 school years, any classroom teacher who:

1. Was evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded shall receive a scholarship of \$1200, including a classroom teacher who received an award pursuant to paragraph (a).

2. Was evaluated as effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded a scholarship of up to \$800. If the number of eligible classroom teachers under this subparagraph exceeds the total allocation, the department shall prorate the per-teacher scholarship amount.

This paragraph expires July 1, 2020.

And the title is amended as follows:

Delete lines 8-31 and insert: amending s. 1002.333, F.S.; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; specifying required duties of the State Board of Education for the 2017-2018 fiscal year; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; requiring a plan for implementation to be developed and submitted to the appropriate governing body before distribution of the allocation; providing requirements for implementation plans; requiring approved plans to be submitted to the Commissioner of Education by a specified date; providing for the allocation of funds for the 2018-2019 fiscal year; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain

elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation for specified purposes; providing the calculation for the allocation; amending s. 1012.731, F.S.; deleting Florida Best and Brightest Teacher Scholarship Program scholarship awards authorized for the 2018-2019 school year;

Senator Flores moved the following amendment which was adopted:

Amendment 2 (811876) (with title amendment)—Between lines 503 and 504 insert:

Section 8. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019 General Appropriations Act, section 8 of chapter 2017-129, Laws of Florida, is amended to read:

Section 8. Effective October 1, 2018, subsection (2) of section 409.908, Florida Statutes, is amended to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(2)(a)1. Reimbursement to nursing homes licensed under part II of chapter 400 and state-owned-and-operated intermediate care facilities for the developmentally disabled licensed under part VIII of chapter 400 must be made prospectively.

2. Unless otherwise limited or directed in the General Appropriations Act, reimbursement to hospitals licensed under part I of chapter 395 for the provision of swing-bed nursing home services must be made on the basis of the average statewide nursing home payment, and reimbursement to a hospital licensed under part I of chapter 395 for the provision of skilled nursing services must be made on the basis of the average nursing home payment for those services in the county in which the hospital is located. When a hospital is located in a county that does not have any community nursing homes, reimbursement shall be determined by averaging the nursing home payments in counties that surround the county in which the hospital is located. Reimbursement to hospitals, including Medicaid payment of Medicare copayments, for skilled nursing services shall be limited to 30 days, unless a prior authorization has been obtained from the agency. Medicaid reimbursement may be extended by the agency beyond 30 days, and approval must be based upon verification by the patient's physician that the patient requires short-term rehabilitative and recuperative services only, in which case an extension of no more than 15 days may be approved. Reimbursement to a hospital licensed under part I of chapter 395 for the temporary provision of skilled nursing services to nursing home residents who have been displaced as the result of a natural disaster or other emergency may not exceed the average county nursing home payment for those services in the county in which the hospital is located and is limited to the period of time which the agency considers necessary for continued placement of the nursing home residents in the hospital.

(b) Subject to any limitations or directions in the General Appropriations Act, the agency shall establish and implement a state Title XIX Long-Term Care Reimbursement Plan for nursing home care in order to provide care and services in conformance with the applicable state and federal laws, rules, regulations, and quality and safety standards and to ensure that individuals eligible for medical assistance have reasonable geographic access to such care.

1. The agency shall amend the long-term care reimbursement plan and cost reporting system to create direct care and indirect care sub-components of the patient care component of the per diem rate. These two sub-components together shall equal the patient care component of the per diem rate. Separate prices shall be calculated for each patient care subcomponent, initially based on the September 2016 rate setting cost reports and subsequently based on the most recently audited cost report used during a rebasing year. The direct care subcomponent of the per diem rate for any providers still being reimbursed on a cost basis shall be limited by the cost-based class ceiling, and the indirect care subcomponent may be limited by the lower of the cost-based class ceiling, the target rate class ceiling, or the individual provider target. The ceilings and targets apply only to providers being reimbursed on a cost-based system. Effective October 1, 2018, a prospective payment methodology shall be implemented for rate setting purposes with the following parameters:

a. Peer Groups, including:

(I) North-SMMC Regions 1-9, less Palm Beach and Okeechobee Counties; and

(II) South-SMMC Regions 10-11, plus Palm Beach and Okeechobee Counties.

b. Percentage of Median Costs based on the cost reports used for September 2016 rate setting:

(I) Direct Care Costs 105 ~~100~~ percent.

(II) Indirect Care Costs 92 percent.

(III) Operating Costs 86 percent.

c. Floors:

(I) Direct Care Component 95 percent.

(II) Indirect Care Component 92.5 percent.

(III) Operating Component None.

d. Pass-through Payments . . . Real Estate and Personal Property Taxes and Property Insurance.

e. Quality Incentive Program Payment Pool 7.5 ~~6~~ percent of September 2016 non-property related payments of included facilities.

f. Quality Score Threshold to Quality for Quality Incentive Payment 20th percentile of included facilities.

g. Fair Rental Value System Payment Parameters:

(I) Building Value per Square Foot based on 2018 RS Means.

(II) Land Valuation 10 percent of Gross Building value.

(III) Facility Square Footage Actual Square Footage.

(IV) Moveable Equipment Allowance \$8,000 per bed.

(V) Obsolescence Factor 1.5 percent.

(VI) Fair Rental Rate of Return 8 percent.

(VII) Minimum Occupancy 90 percent.

(VIII) Maximum Facility Age 40 years.

(IX) Minimum Square Footage per Bed 350.

(X) Maximum Square Footage for Bed 500.

(XI) Minimum Cost of a renovation/replacements . . . \$500 per bed.

h. Ventilator Supplemental payment of \$200 per Medicaid day of 40,000 ventilator Medicaid days per fiscal year.

2. The direct care subcomponent shall include salaries and benefits of direct care staff providing nursing services including registered nurses, licensed practical nurses, and certified nursing assistants who deliver care directly to residents in the nursing home facility, allowable therapy costs, and dietary costs. This excludes nursing administration, staff development, the staffing coordinator, and the administrative portion of the minimum data set and care plan coordinators. The direct care subcomponent also includes medically necessary dental care, vision care, hearing care, and podiatric care.

3. All other patient care costs shall be included in the indirect care cost subcomponent of the patient care per diem rate, including complex medical equipment, medical supplies, and other allowable ancillary costs. Costs may not be allocated directly or indirectly to the direct care subcomponent from a home office or management company.

4. On July 1 of each year, the agency shall report to the Legislature direct and indirect care costs, including average direct and indirect care costs per resident per facility and direct care and indirect care salaries and benefits per category of staff member per facility.

5. Every fourth year, the agency shall rebase nursing home prospective payment rates to reflect changes in cost based on the most recently audited cost report for each participating provider.

6. A direct care supplemental payment may be made to providers whose direct care hours per patient day are above the 80th percentile and who provide Medicaid services to a larger percentage of Medicaid patients than the state average.

7. For the period beginning on October 1, 2018, and ending on September 30, 2021, the agency shall reimburse providers the greater of their September 2016 cost-based rate or their prospective payment rate. Effective October 1, 2021, the agency shall reimburse providers the greater of 95 percent of their cost-based rate or their rebased prospective payment rate, using the most recently audited cost report for each facility. This subparagraph shall expire September 30, 2023.

8. Pediatric, Florida Department of Veterans Affairs, and government-owned facilities are exempt from the pricing model established in this subsection and shall remain on a cost-based prospective payment system. Effective October 1, 2018, the agency shall set rates for all facilities remaining on a cost-based prospective payment system using each facility's most recently audited cost report, eliminating retroactive settlements.

It is the intent of the Legislature that the reimbursement plan achieve the goal of providing access to health care for nursing home residents who require large amounts of care while encouraging diversion services as an alternative to nursing home care for residents who can be served within the community. The agency shall base the establishment of any maximum rate of payment, whether overall or component, on the available moneys as provided for in the General Appropriations Act. The agency may base the maximum rate of payment on the results of scientifically valid analysis and conclusions derived from objective statistical data pertinent to the particular maximum rate of payment.

Section 9. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019 General Appropriations Act, subsection (23) of section 409.908, Florida Statutes, is amended to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then

the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(23)(a) The agency shall establish rates at a level that ensures no increase in statewide expenditures resulting from a change in unit costs for county health departments effective July 1, 2011. Reimbursement rates shall be as provided in the General Appropriations Act.

(b)1. Base rate reimbursement for inpatient services under a diagnosis-related group payment methodology shall be provided in the General Appropriations Act.

2.(c) Base rate reimbursement for outpatient services under an enhanced ambulatory payment group methodology shall be provided in the General Appropriations Act.

3. *Prospective payment system reimbursement for nursing home services shall be as provided in subsection (2) and in the General Appropriations Act*

~~(d) This subsection applies to the following provider types:~~

~~1. Nursing homes.~~

~~2. County health departments.~~

~~(e) The agency shall apply the effect of this subsection to the reimbursement rates for nursing home diversion programs.~~

Section 10. *The amendments made by this act to ss. 409.908(2) and (23), Florida Statutes, expire July 1, 2019, and the text of those subsections shall revert to that in existence on October 1, 2018, not including any amendments made by this act, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 11. *Effective upon this act becoming a law, in order to implement Specific Appropriations 199, 203, 204, 206, 208, and 217 of the 2018-2019 General Appropriations Act, the Agency for Health Care Administration shall seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility from 90 days to 30 days in a manner that ensures that the modification becomes effective on July 1, 2018.*

And the title is amended as follows:

Between lines 47 and 48 insert: amending s. 409.908, F.S.; revising parameters relating to the prospective payment methodology for the reimbursement of Medicaid providers to be implemented for rate-setting purposes; requiring the agency to establish prospective payment reimbursement rates for nursing home services as provided in this act and in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility in a manner that ensures that the modification becomes effective by a certain date;

Senator Grimsley moved the following amendment which was adopted:

Amendment 3 (922878) (with title amendment)—Between lines 1266 and 1267 insert:

Section 37. In order to implement Specific Appropriation 1660 of the 2018-2019 General Appropriations Act, paragraph (r) is added to subsection (4) of section 376.3071, Florida Statutes, to read:

376.3071 Inland Protection Trust Fund; creation; purposes; funding.—

(4) USES.—Whenever, in its determination, incidents of inland contamination related to the storage of petroleum or petroleum products may pose a threat to the public health, safety, or welfare, water resources, or the environment, the department shall obligate moneys available in the fund to provide for:

(r) Notwithstanding paragraph (j), \$10 million is allocated for the 2018-2019 fiscal year for the payment of the repair or the replacement of, or other preventive measures for, storage tanks, piping, or system components. Such costs may include equipment, preventive measures, excavation, electrical work, site restoration, and maintenance protocols. Owners or operators may submit an application for funding on forms developed by the department.

1. The application must include:

a. An affidavit by a petroleum storage system specialty contractor and supporting documentation demonstrating that the storage tank system may have been damaged or is subject to damage by incompatibility with fuel blended with ethanol or biodiesel;

b. A proposed scope of work and cost; and

c. For proposals to replace tanks or piping, a statement from a certified public accountant which indicates the depreciated value of the equipment. The depreciated value is the maximum allowable replacement cost. Tanks and piping that are 20 years old or older are deemed to have no replacement value.

2. The department must review the application for completeness, accuracy, and reasonableness of costs and scope of work. Upon approval of an application, the department must issue a purchase order to the applicant. The department may not issue a purchase order unless funds remain for the current fiscal year. The purchase order must include a deductible of 25 percent of the total cost. Except for preventative maintenance contracts, the specified work must be substantially completed within 180 days after the date of issuance of the purchase order.

3. Applications shall be funded on a first-come, first-served basis. Except for preventative maintenance contracts, the specified work must be substantially completed within 180 days after the date of issuance of the purchase order. After such time, the purchase order is void. An owner or operator may not cancel a preventative maintenance contract without cause. Following submission of proof to the department that the approved scope of work; or, in the case of preventative maintenance contracts, the first service event is complete; the applicant may request payment. A petroleum storage system owner or operator may not receive more than \$200,000 per fiscal year for any single facility or \$500,000 per fiscal year for all the facilities it owns or operates.

4. Owners or operators who have incurred costs for repair, replacement, or other preventative measures as described in this paragraph from July 1, 2015, through June 30, 2018, may apply to request payment for such costs from the department using the procedure specified in this paragraph. The department may not disburse payments for approved applications for such work until all purchase orders for previously approved applications submitted after July 1, 2018, have been paid and funds remain available for the fiscal year. Such payment is subject to a deductible of 25 percent of the approved cost.

5. Payment may not be provided for:

a. Any costs for which an application for repair, replacement, or preventative measures is not approved in accordance with this paragraph;

b. Proposal costs or costs related to preparation of the application and required documentation;

c. Costs associated with the services of a certified public accountant;

d. Costs associated with storage tanks, piping, or ancillary equipment that has been previously repaired or replaced with funds that have been paid pursuant to this section;

e. Facilities that are not in compliance with department storage tank rules, until the facility has been brought into compliance with such rules; or

f. Costs associated with damage to petroleum storage systems caused in whole or in part by causes other than the storage of fuels blended with ethanol or biodiesel.

6. This paragraph does not affect the obligations of facility owners or operators or petroleum storage system owners or operators to timely comply with department rules regarding the maintenance, replacement, and repair of petroleum storage systems in order to prevent a release or discharge of pollutants. This paragraph does not prevent the department from issuing a purchase order in accordance with this paragraph based on grounds that work had commenced before the issuance of the purchase order.

7. The department shall ensure that petroleum storage systems approved after July 1, 2018, meet applicable standards for compatibility for ethanol blends, biodiesel blends, and other alternative fuels that are likely to be installed in such systems.

8. This paragraph expires July 1, 2019.

The issuance of a site rehabilitation completion order pursuant to subsection (5) or paragraph (12)(b) for contamination eligible for programs funded by this section does not alter the project's eligibility for state-funded remediation if the department determines that site conditions are not protective of human health under actual or proposed circumstances of exposure under subsection (5). The Inland Protection Trust Fund may be used only to fund the activities in ss. 376.30-376.317 except ss. 376.3078 and 376.3079. Amounts on deposit in the fund in each fiscal year must first be applied or allocated for the payment of amounts payable by the department pursuant to paragraph (n) under a service contract entered into by the department pursuant to s. 376.3075 and appropriated in each year by the Legislature before making or providing for other disbursements from the fund. This subsection does not authorize the use of the fund for cleanup of contamination caused primarily by a discharge of solvents as defined in s. 206.9925(6), or polychlorinated biphenyls when their presence causes them to be hazardous wastes, except solvent contamination which is the result of chemical or physical breakdown of petroleum products and is otherwise eligible. Facilities used primarily for the storage of motor or diesel fuels as defined in ss. 206.01 and 206.86 are not excluded from eligibility pursuant to this section.

And the title is amended as follows:

Delete line 208 and insert: department; amending s. 376.3071, F.S.; allocating a specified sum from the Inland Protection Trust Fund for the payment of repair, replacement, and preventative measure costs for storage tanks, piping, or system components; requiring an owner or operator to submit an application to the department to receive funding; prescribing requirements for such application; specifying requirements, restrictions, and limitations regarding applications and payments; prohibiting payments for specified expenses; providing construction; requiring the department to ensure that petroleum storage systems approved after a specified date meet certain standards; amending s. 295.23, F.S.; transferring

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

On motion by Senator Bradley—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2504** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

SB 7014—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7014** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 152** was deferred.

CS for SB 444—A bill to be entitled An act relating to pregnancy support services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; providing for subcontractor background screenings under certain circumstances; requiring the contractor to annually survey subcontractors; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner; forbidding the inclusion of faith-based content in informational materials; providing an effective date.

—was read the second time by title.

SENATOR BENACQUISTO PRESIDING

Amendments were considered and failed and an amendment was considered and adopted to conform **CS for SB 444** to **CS for HB 41**.

Pending further consideration of **CS for SB 444** as amended, pursuant to Rule 3.11(3), there being no objection, **CS for HB 41** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Bean—

CS for HB 41—A bill to be entitled An act relating to pregnancy support and wellness services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding inclusion of religious content; providing an effective date.

—a companion measure, was substituted for **CS for SB 444**, as amended, and read the second time by title.

THE PRESIDENT PRESIDING

Senator Gibson moved the following amendment which failed:

Amendment 1 (312228) (with title amendment)—Delete line 59 and insert:

(2) *DEPARTMENT DUTIES.*—Subject to the availability of moneys, and subject to any limitations or directions provided in the General Appropriations Act or chapter 216, the department shall contract with

And the title is amended as follows:

Delete line 5 and insert: definitions; subject to the availability of moneys and to certain limitations, requiring the Department of Health to

Pursuant to Rule 4.19, **CS for HB 41** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **CS for SB 152** was retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, February 7, 2018: SB 2500, SB 2502, SB 2504, SB 7014.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1562

The Committee on Criminal Justice recommends the following pass: CS for SB 1548

The Committee on Health Policy recommends the following pass: SB 1508

The Committee on Judiciary recommends the following pass: CS for SB 602; CS for SJR 792; CS for SB 1254

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

The Committee on Criminal Justice recommends the following pass: SB 588; SB 1552

The bills were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 846

The Committee on Judiciary recommends the following pass: CS for SB 590

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 1712

The bill was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1888

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 462; SB 992

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends the following pass: SB 1050; SB 1066; SB 1154; SB 1200

The bills were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 662

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Community Affairs recommends the following pass: SB 224

The Committee on Ethics and Elections recommends the following pass: SB 532

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 112

The Committee on Criminal Justice recommends the following pass: SB 952; SB 1142

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

The Committee on Agriculture recommends the following pass: SB 674

The Committee on Commerce and Tourism recommends the following pass: SB 894

The Committee on Community Affairs recommends the following pass: SB 1776

The Committee on Criminal Justice recommends the following pass: CS for SB 820; SB 870

The Committee on Ethics and Elections recommends the following pass: SB 810

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 738; CS for SB 862; CS for SB 1212; SB 7016; SB 7018; SB 7020

The Committee on Health Policy recommends the following pass: CS for SB 394

The Committee on Judiciary recommends the following pass: CS for SB 624; SB 1316; SB 1862

The Committee on Transportation recommends the following pass: SB 1632

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

The Committee on Rules recommends the following pass: CS for SB 52; SB 162; CS for SB 278; SB 314; SR 550; SB 760; CS for SB 1048; SB 1078

The bills were placed on the Calendar.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1226

The Committee on Health Policy recommends committee substitutes for the following: SB 848; SB 1486

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1814

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 758

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 844

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 1738

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1314

The Committee on Transportation recommends a committee substitute for the following: SB 1414

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1494

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 244

The bill with committee substitute attached was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1576

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1262

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 808

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

The Committee on Education recommends a committee substitute for the following: SB 260

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 706; SB 1230

The Committee on Education recommends a committee substitute for the following: SB 1234

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1622

The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: SB 622; CS for SB 1134

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 762; CS for SB 822; SB 1114

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 536; SB 964

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1418

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1018

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1168

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

The Committee on Appropriations recommends committee substitutes for the following: SB 160; SB 174; SB 290; SB 434; CS for SB 484

The Committee on Rules recommends committee substitutes for the following: CS for SB 268; SB 512

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: SB 658; CS for SB 1144

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: CS for SB 826

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Communications, Energy, and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Public Service Commission	
Appointees: Clark, Gary F.	01/01/2019
Graham, Art	01/01/2022

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Board of Administration:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Investment Advisory Council	
Appointee: McGould, Sean	02/01/2020

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Agency for State Technology	
Appointee: Larson, Eric	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Book—

SB 1916—A bill to be entitled An act relating to public records and public meetings; amending s. 112.324, F.S.; providing an exception to the expiration of certain public records and public meetings exemptions under specified circumstances; prohibiting the disclosure of the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, in any portion of a proceeding conducted by the Commission on Ethics, a commission on ethics and public trust, or a county or a municipality that has established a local investigatory process which is open to the public; providing for future legislative review and repeal; amending s. 119.071, F.S.; providing an exemption from public records requirements for complaints, referrals, and reports alleging sexual harassment or sexual misconduct, and any related records, which are held by an agency; specifying conditions upon which the exemption expires; providing that the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, remains confidential and exempt from public records requirements; authorizing disclosure under specified circumstances; providing for future legislative review and repeal; amending s. 286.0113, F.S.; providing an ex-

emption from public meetings requirements for any portion of a meeting that would reveal records involving an allegation of sexual harassment or sexual misconduct made confidential and exempt under the act; specifying conditions upon which the exemption expires; prohibiting the disclosure of the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, in any portion of a meeting open to the public; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Bean—

CS for SB 160—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; deleting the annual use fee for the Donate Organs-Pass It On license plate; establishing an annual use fee for certain specialty license plates; conforming cross-references; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; deleting the Donate Organs-Pass It On license plate; revising the design of the Lighthouse Association license plate; revising the use of fees for the In God We Trust license plates; revising the distribution of proceeds for the Fallen Law Enforcement Officers license plate; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

By the Committee on Appropriations; and Senators Hukill, Book, Hutson, Mayfield, and Taddeo—

CS for SB 174—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department’s reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department’s report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a

related forecast for the availability of funding to the Legislature; providing effective dates.

By the Committee on Environmental Preservation and Conservation; and Senator Brandes—

CS for SB 244—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; defining terms; providing legislative findings; establishing the blue star collection system assessment and maintenance program; specifying the purpose of the program; requiring the Department of Environmental Protection to adopt rules and review and, if appropriate, approve applications for certification under the program; requiring utilities applying for certification to provide reasonable documentation demonstrating that it meets specified certification standards; providing that certifications expire after a specified period of time; specifying requirements to maintain program certification; requiring the department to annually publish a list of certified blue star utilities, beginning on a specified date; requiring the department to allow public and private, nonprofit utilities to participate in the Clean Water State Revolving Fund Program for certain purposes; authorizing the department to reduce certain penalties for a certified utility under specified conditions; amending s. 403.067, F.S.; creating a presumption of compliance with certain total maximum daily load requirements for certified blue star utilities; amending s. 403.087, F.S.; requiring the department to provide extended operating permits when a certified blue star utility applies for permit renewal under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce a penalty based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; allowing for additional recipients and uses of Small Community Sewer Construction grants; providing an effective date.

By the Committee on Education; and Senators Book, Flores, and Hukill—

CS for SB 260—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S., relating to the seclusion and restraint of students with disabilities; defining terms; providing requirements for the use of restraint; prohibiting specified physical restraint techniques; providing requirements for the use of exclusionary and nonexclusionary time; providing requirements for school districts to report and publish training procedures; providing for student-centered followup; providing requirements for documenting, reporting, and monitoring the use of restraint and exclusionary or nonexclusionary time; revising school district policies and procedures relating to restraint; amending s. 1012.582, F.S.; requiring continuing education and inservice training for teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Passidomo—

CS for CS for CS for SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining the term “employee with fiduciary responsibility”; providing for retroactive application; requiring an agency that is the custodian of certain information to maintain the exempt status of that information only if the current or former public guardians and employees with fiduciary responsibility submit a written request for maintenance of the exemption to the custodial agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Appropriations; and Senators Rouson and Rader—

CS for SB 290—A bill to be entitled An act relating to motor vehicle registration applications; amending s. 320.02, F.S.; requiring the ap-

plication form for motor vehicle registration to include language to indicate an applicant is deaf or hard of hearing; requiring such information to be included in certain databases; requiring the application form for motor vehicle registration to include language permitting a certain voluntary contribution to be quarterly distributed by the Department of Highway Safety and Motor Vehicles to Preserve Vision Florida, instead of to Prevent Blindness Florida; conforming a provision to changes made by the act; amending s. 320.27, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Appropriations; and Senators Passidomo, Book, Young, Hutson, and Campbell—

CS for SB 434—A bill to be entitled An act relating to a neonatal abstinence syndrome pilot project; amending s. 400.902, F.S.; revising the definition of the term “prescribed pediatric extended care center” or “PPEC center” to include certain buildings that provide certain residential services to infants with neonatal abstinence syndrome; establishing a prerequisite for the admission of an infant with neonatal abstinence syndrome to a PPEC center; expanding the definition of the term “medically dependent or technologically dependent child” to include certain infants diagnosed with neonatal abstinence syndrome; amending s. 400.914, F.S.; providing that a specified Agency for Health Care Administration rule include an exception for infants being treated for neonatal abstinence syndrome; creating s. 400.917, F.S.; defining terms; requiring the agency, in consultation with the Department of Children and Families, to establish a pilot project to approve one or more facilities licensed to provide PPEC services to treat certain eligible infants; providing the purpose of the pilot project; providing a start and end date for the pilot project; requiring the agency, in consultation with the department, to adopt by rule minimum standards for facilities approved to provide certain services to eligible infants; requiring certain criteria to be included in such standards; specifying that a PPEC center is not required to obtain a certificate of need to be approved to provide services under this section; establishing minimum requirements for a PPEC center to be eligible to provide services to eligible infants and to participate in the pilot project; prohibiting a PPEC center providing such services from treating an infant for longer than a specified period of time; providing that a PPEC center may require a mother or visitor to vacate its premises under specified circumstances; allowing certain health care professionals to prevent the removal of an infant from the facility under certain circumstances; requiring the agency to require approved PPEC centers to meet and maintain representations in the facility’s plan submitted for approval; requiring the Department of Health to contract with a state university to study certain components of the pilot project and establish certain baseline data for studies on the neurodevelopmental outcomes of infants with neonatal abstinence syndrome; requiring the department to report results of the study to the Legislature by a certain date; requiring approved PPEC centers, hospitals meeting certain criteria, and Medicaid managed medical assistance plans to provide to the contracted university relevant financial and medical data consistent with federal law; requiring the agency to begin rulemaking and to apply for certain Medicaid waivers after the act becomes a law; providing appropriations; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Bradley and Brandes—

CS for CS for SB 484—A bill to be entitled An act relating to criminal justice; creating s. 907.042, F.S.; authorizing each county to create a supervised bond release program; providing legislative findings; providing a supervised bond program must be created with the concurrence of the chief judge, county’s chief correctional officer, state attorney, and public defender; providing an exception to a county that has already established and implemented a supervised bond program that utilizes a risk assessment instrument; providing specified program components; providing guidelines for the risk assessment instrument; authorizing the county to contract with the Department of Corrections to develop or modify a risk assessment instrument if such instrument meets certain requirements; authorizing a county to develop or use an existing risk assessment instrument if validated by the department and such instrument meets certain requirements; authorizing a county to contract with another county for the use of a risk assessment instrument if validated and such instrument meets certain requirements;

authorizing the county to contract with an independent entity for use of a risk assessment instrument if validated and such instrument meets certain requirements; specifying requirements for the use, implementation, and distribution of the risk assessment instrument; requiring each county that establishes a supervised bond program to submit a report annually by a certain date to the Office of Program Policy Analysis and Government Accountability (OPPAGA); requiring OPPAGA to compile the reports and include such information in a report sent to the Governor, President of the Senate, and Speaker of the House of Representatives in accordance with s. 907.044, F.S.; amending s. 921.188, F.S.; authorizing a court to sentence offenders to a county jail for up to 24 months under certain circumstances for offenses committed after a specified date; requiring sentencing conditions; prohibiting an offender from receiving gain-time or other sentence credit that would result in the offender serving less than 85 percent of his or her sentence; providing applicability for inmates sentenced to a county jail; providing that contractual agreements between a county’s chief correctional officer and the department are contingent upon an appropriation; providing contractual requirements; requiring specific appropriations; providing for such appropriations; requiring the validation of per diem rates before payments are made; creating s. 944.172, F.S.; authorizing the department to transfer inmates who have less than 24 months remaining on a term of imprisonment to county jail under certain circumstances; authorizing the department to transfer a terminally ill inmate to county jail under certain circumstances; defining the term “terminally ill inmate”; providing that an inmate transferred to county jail earns the same or substantially equivalent opportunities for gain-time or sentence credit; providing an exception; prohibiting an inmate from receiving gain-time or other sentence credit that would result in the inmate serving less than 85 percent of his or her sentence; authorizing an inmate to be transferred to a county jail only if there is a contractual agreement between the county’s chief correctional officer and the department; requiring the department to enter into a contract with a county’s chief correctional officer under certain circumstances; providing contractual requirements; authorizing an inmate to request to be transferred back to a department facility under certain circumstances; requiring the transfer of an inmate back to a department facility if a contract expires, terminates, or is not renewed; providing that contracts are contingent upon an appropriation; requiring specific appropriations; defining the term “maximum appropriation allowable”; providing for such appropriations; requiring the validation of per diem rates before payments are made; authorizing the department to adopt rules; amending s. 945.091, F.S.; authorizing the department to extend the limits of confinement to allow an inmate to participate in supervised community release, subject to certain requirements, as prescribed by the department by rule; requiring the department to administer a risk assessment instrument to determine an inmate’s appropriateness for release on electronic monitoring; authorizing the department to terminate an inmate’s participation under certain circumstances; authorizing a law enforcement or a probation officer to arrest such an inmate without a warrant in accordance with specified authority; requiring the law enforcement or probation officer to report alleged violations to a correctional officer for disposition of disciplinary charges as prescribed by the department by rule; providing that participating inmates remain eligible to earn or lose gain-time, but not in an amount that results in an inmate being released prior to serving 85 percent of the sentence imposed; providing that such inmates may not be counted in the population of the prison system and that their approved community-based housing location may not be counted in the capacity figures for the prison system; amending s. 947.149, F.S.; excluding a terminally ill inmate transferred to a county jail from the review and approval process conducted by the Commission on Offender Review; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued and to serve notice on the state attorney; requiring the circuit court to schedule a status hearing within a certain timeframe after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring that if the court enters an order, it send the order to the county sheriff; providing an effective date.

By the Committee on Rules; and Senator Young—

CS for SB 512—A bill to be entitled An act relating to homestead waivers; creating s. 732.7025, F.S.; providing language that may be

used to waive spousal homestead rights concerning devise restrictions; providing an effective date.

By the Committees on Community Affairs; and Judiciary; and Senator Passidomo—

CS for CS for SB 536—A bill to be entitled An act relating to limitations of actions other than for the recovery of real property; amending s. 95.11, F.S.; authorizing the commencement, within a specified timeframe, of counterclaims, cross-claims, and third-party claims that arise out of the conduct, transaction or occurrence set out or attempted to be set out in a pleading for which such claims relate; specifying that certain corrections and repairs do not extend the period of time within which an action must be commenced; providing applicability; providing an effective date.

By the Committee on Appropriations; and Senators Grimsley and Bean—

CS for SB 622—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; providing that a designated facility owned or operated by a public health trust and located within the boundaries of a municipality is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 383.313, F.S.; requiring a birth center to be federally certified and meet specified requirements to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions to remove the term “mobile surgical facility”; conforming a cross-reference; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; requiring the agency to adopt rules establishing standards for pediatric cardiac catheterization and pediatric cardiovascular surgery programs located in licensed hospitals; providing requirements for such programs; establishing minimum standards for rules for such pediatric cardiac programs; requiring hospitals with pediatric cardiac programs to participate in the clinical outcome reporting systems; revising duties and membership of the pediatric cardiac technical advisory panel; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager’s license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms “emergency care hospital,” “essential access community hospital,” “inactive rural hospital bed,” and “rural primary care hospital”; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term “hospital” to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.;

requiring that a license issued to a home health agency on or after a specified date specify the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption; amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; prohibiting a nurse registry from monitoring, supervising, managing, or training a certain caregiver who is an independent contractor; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider’s hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term “home medical equipment”; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years; amending s. 408.036, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions relating to certificate of need requirements for specified services; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons and the American College of Cardiology for the collection of certain data for publication on the agency’s website for certain purposes; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term “clinical laboratory”; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term “relative” for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term “publicly traded corporation”; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider

constitutes abuse and neglect; clarifying that the agency may impose a fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency's authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms "assisted living facility" and "personal services"; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property used as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care; defining the term "adequate and appropriate health care"; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident's records in an investigation of resident's rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background investigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare program, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner's office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner's office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms "clinical laboratory" and "clinical laboratory examination"; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; re-

pealing s. 641.75, F.S., relating to immunity from liability and limitation on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.802, 409.9116, 409.975, 429.19, 456.001, 456.057, 456.076, 458.307, 458.345, 459.021, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 1009.65, and 1011.52, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Steube—

CS for SB 706—A bill to be entitled An act relating to crime stoppers organizations; creating s. 90.595, F.S.; defining terms; prohibiting a person who engages in privileged communication, a law enforcement crime stoppers coordinator or his or her staff, or a member of a crime stoppers organization's board of directors from being required to disclose privileged communications or produce protected information; providing an exception; authorizing a person charged with a criminal offense to petition the court to inspect the protected information under certain circumstances; authorizing a court to disclose all or a portion of the protected information; providing criminal penalties; providing an effective date.

By the Committee on Health Policy; and Senators Gibson and Torres—

CS for SB 758—A bill to be entitled An act relating to diabetes educators; amending s. 456.001, F.S.; redefining the term "health care practitioner" to include diabetes educators; creating part XVII of ch. 468, F.S., entitled "Diabetes Educators"; providing legislative findings and intent; requiring implementation by a specified date; defining terms; providing requirements for registration as a diabetes educator; requiring the Department of Health to renew a registration under certain circumstances; requiring the department to adopt rules for biennial renewal of registrations; requiring the department to establish specified fees; prohibiting an unregistered person from certain activities relating to diabetes self-management training; providing exemptions; authorizing the department to take disciplinary action against an applicant or registrant for specified violations; authorizing rulemaking; providing an effective date.

By the Committees on Commerce and Tourism; and Banking and Insurance; and Senator Mayfield—

CS for CS for SB 762—A bill to be entitled An act relating to permissible insurance acts; amending s. 626.9541, F.S.; revising the types, value, and frequency of advertising and promotional gifts that licensed insurers or their agents may give to insureds, prospective insureds, or others; authorizing such insurers and agents to make specified charitable contributions on behalf of insureds or prospective insureds; providing that title insurance agents, title insurance agencies, or title insurers may give insureds, prospective insureds, or others advertising gifts up to a specified value; providing applicability; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Baxley—

CS for SB 808—A bill to be entitled An act relating to public records; amending s. 373.089, F.S.; providing an exemption for valuations, certain records, and sales offers for sales related to surplus lands; authorizing disclosure of such records under certain circumstances; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Hutson—

CS for CS for SB 822—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; prohibiting certain entities and persons from directly or indirectly assisting any vendor in certain ways; prohibiting a licensed vendor from accepting certain items and services; authorizing the Division of Alcoholic Beverages and Tobacco to impose administrative sanctions for a violation of certain limitations established in the Beverage Law; prohibiting a vendor from displaying certain signs in the window or windows of his or her licensed premises; authorizing certain entities and persons to give, lend, furnish, or sell certain advertising material to certain vendors; defining the term “decalcomania”; providing exemptions relating to tied house evil for certain sales and purchases of merchandise; providing conditions for the exemptions; defining the term “merchandise”; prohibiting a manufacturer or importer of malt beverages from soliciting or receiving any portion of certain payments from its distributors; defining the term “negotiated at arm’s length”; specifying that a brand-naming rights agreement does not obligate or place responsibility upon a distributor; providing civil penalties for violations by manufacturers or importers of malt beverages or vendors; providing applicability; requiring the division to consider the comparative financial value of a brand-naming rights agreement when determining the amount of a civil penalty; providing an effective date.

By the Committee on Education; and Senator Bean—

CS for SB 844—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; requiring a state university to return up to a specified amount of assessed excess credit hour surcharges to first-time-in-college students who meet certain requirements; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 848—A bill to be entitled An act relating to telepharmacy; amending s. 465.003, F.S.; revising and providing definitions; amending s. 465.014, F.S.; authorizing a registered pharmacy technician to dispense medicinal drugs under certain conditions; amending s. 465.015, F.S.; conforming provisions to changes made by the act; creating s. 465.0198, F.S.; providing permit requirements for remote dispensing site pharmacies; providing operating requirements and prohibitions for a remote dispensing site pharmacy; defining the term “clinic”; requiring the prescription department manager or other pharmacist employed by the supervising pharmacy to visit the remote dispensing site pharmacy; providing an experience requirement for a registered pharmacy technician working at a remote site pharmacy; prohibiting a registered pharmacy technician from performing sterile or nonsterile compounding; providing construction; amending s. 465.022, F.S.; authorizing a Florida licensed pharmacist to serve as the prescription drug manager at more than one remote dispensing site pharmacy under certain conditions; amending s. 465.0265, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Community Affairs; and Senator Baxley—

CS for SB 964—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; defining the term “automatic tabulating equipment” for purposes of the Florida Election Code; revising the definition of the term “marksense ballots” for purposes of the Florida Election Code; amending s. 101.151, F.S.; providing applicability of specified ballot requirements to a voter interface device; amending ss. 101.5603 and 101.56075, F.S.; conforming provisions to changes made by the act; amending s. 101.5614, F.S.; revising procedures governing the canvassing of returns to specify usage of a voting system’s automatic tabulating equipment; amending s. 102.141, F.S.; providing that ballots processed through automatic tabulating equipment in a recount do not need to be reprocessed in certain circumstances; amending s. 102.166, F.S.; specifying the manner by which a manual recount may be conducted; revising requirements for hardware or software used in a manual recount; authorizing overvotes and undervotes to be identified and sorted physically or digitally in a manual recount; revising minimum requirements for Department of State rules to require procedures

regarding the certification and use of automatic tabulating equipment for manual recounts; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Communications, Energy, and Public Utilities; and Senators Bean and Stargel—

CS for CS for SB 1018—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; revising the term “eligible telecommunications carrier”; authorizing the Public Service Commission to designate any commercial mobile radio service provider as an eligible telecommunications carrier for the purpose of providing Lifeline service; deleting a provision requiring carriers to allow subscribers to demonstrate continued eligibility for Lifeline service under certain conditions; requiring subscribers to furnish proof of eligibility upon request from the carrier or the Federal Communications Commission or its designee; revising the carriers that may provide Lifeline service; revising Lifeline service eligibility; deleting obsolete provisions; revising the entities with which the commission may exchange certain information; amending s. 364.107, F.S.; revising the entities to which certain information relating to Lifeline service eligibility may be released; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Brandes, Hutson, and Perry—

CS for SB 1114—A bill to be entitled An act relating to professional regulation; amending s. 120.565, F.S.; authorizing a person to seek a declaratory statement from an agency as to the effect of the person’s criminal background on his or her eligibility for certain licenses, registrations, or certificates; specifying that a person may seek a declaratory statement before meeting any prerequisites for the license, registration, or certification; requiring that an agency’s conclusion in the declaratory statement contain certain statements; providing that the agency’s conclusion is binding except under certain circumstances; requiring a person seeking a declaratory statement to submit certain items to the agency and pay certain fees and costs; providing requirements for the processing of the fingerprints; requiring the petitioner to pay the actual cost of processing the fingerprints; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the Division of Florida Condominiums, Timeshares, and Mobile Homes to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the Department of Business and Professional Regulation; amending s. 455.213, F.S.; conforming a cross-reference; requiring the board to use a specified process for the review of an applicant’s criminal record to determine the applicant’s eligibility for certain licenses; prohibiting the conviction of a crime before a specified date from being grounds for the denial of certain licenses; defining the term “conviction”; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing a denial of a license application solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved license under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes affect an applicant’s eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction of a crime before a specified date from being grounds for the denial of a certification under certain circumstances; prohibiting the conviction of a crime before a specified date from being grounds for the failure of a background screening; defining the term “conviction”; authorizing a person to apply for certification before his or her lawful release from confine-

ment or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing the denial of a certification solely on the applicant's current confinement or supervision; authorizing the board to stay the issuance of an approved certificate under certain circumstances; requiring the board to verify an applicant's release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes may affect an applicant's eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms "restricted barber" and "restricted barbering"; amending s. 476.114, F.S.; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; revising a definition; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; revising definitions; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Rouson, Bradley, and Young—

CS for CS for SB 1134—A bill to be entitled An act relating to Department of Health responsibilities related to the medical use of marijuana; amending s. 381.986, F.S.; requiring the department to adopt rules to allow qualified patients to change qualified physicians; deleting an obsolete date; revising a requirement that the department license one applicant who is a member of a certain class to exclude a requirement that the applicant also be a member of the Black Farmers and Agriculturalist Association-Florida Chapter; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Steube—

CS for CS for SB 1168—A bill to be entitled An act relating to insurance; amending s. 627.409, F.S.; adding and revising conditions under which certain misrepresentations, omissions, concealments of fact, or incorrect statements may prevent recovery under an insurance policy or annuity contract; providing construction; amending s. 627.422, F.S.; providing that personal lines residential and commercial residential property insurance policies may not restrict the assignment of post-loss benefits; amending s. 627.7011, F.S.; prohibiting specified acts by insurers relating to certain losses under homeowners' insurance policies; creating s. 627.7152, F.S.; providing that an agreement to assign post-loss benefits of a residential homeowner's property insurance is not valid unless specified conditions are met; requiring the assignee, under certain circumstances, to provide a copy of the assignment agreement and a specified written estimate to the insurer within a specified timeframe; requiring the estimate to be timely updated if conditions require a change in scope; providing construction relating to failure to comply with such requirement; authorizing an insurer to inspect the property at any time; providing that an insurer's failure to make a certain attempt to inspect the property and deliver a certain notice, under certain circumstances, may estop certain assertions by the insurer; providing that a person's acceptance of an assignment agreement constitutes a waiver by the assignee or transferee, or any subcontractor of the assignee or transferee, of certain claims against named insureds, except under specified circumstances; providing construction relating to such waiver; requiring an assignee, before initiating certain litigation against an insurer, to provide a certain invoice and estimate to the insurer within a specified timeframe; providing that certain offers of settlement in certain civil actions may not be made until after a specified timeframe; requiring the Office of Insurance Regulation to require each insurer to annually report specified data relating to certain claims paid pursuant to assignment agreements; authorizing the Financial Services Commission to adopt rules; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senators Book and Hutson—

CS for SB 1226—A bill to be entitled An act relating to sentencing for sexual offenders and sexual predators; amending s. 775.21, F.S.; redefining the terms "permanent residence," "temporary residence," and "transient residence" by decreasing the amount of days a person abides, lodges, or resides in a certain place to qualify for that type of residency category; revising existing criminal penalties for sexual predators to require mandatory minimum terms of community control with electronic monitoring for first, second, and third and subsequent felony violations if the court does not impose a prison sentence; amending s. 943.0435, F.S.; revising existing criminal penalties for sexual offenders to require mandatory minimum terms of community control with electronic monitoring for first, second, and third and subsequent felony violations if the court does not impose a prison sentence; reenacting s. 775.25, F.S., relating to prosecutions for certain acts or omissions, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; reenacting ss. 944.606(1)(d), 985.481(1)(d), and 985.4815(1)(f), F.S., relating to sexual offenders and required notifications upon release, sexual offenders adjudicated delinquent and required notifications upon release, and notification to the Department of Law Enforcement of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 775.21, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

CS for SB 1230—A bill to be entitled An act relating to criminal judgments; amending s. 812.014, F.S.; requiring that judgments of guilty or not guilty of petit theft be in a written record or an electronic record with the judge's electronic signature, recorded by the clerk of the circuit court; conforming provisions to changes made by the act; amending s. 921.241, F.S.; defining terms; requiring that judgments of guilty or not guilty of a felony be in a written record or an electronic

record with the judge's electronic signature, recorded by the clerk of the circuit court; requiring that for an electronic judgment of guilty, the fingerprints of a defendant be electronically captured and a certain certification be included; requiring the judge to place his or her electronic signature on the certificate; conforming provisions to changes made by the act; amending s. 921.242, F.S.; requiring that specified judgments of guilty be in a written record or an electronic record with the judge's electronic signature, recorded by the clerk of the circuit court; conforming provisions to changes made by the act; reenacting s. 775.084(3)(a), (b), and (c), F.S., relating to fingerprinting a defendant for the purpose of identification, to incorporate the amendment made to s. 921.241, F.S., in references thereto; providing an effective date.

By the Committee on Education; and Senator Baxley—

CS for SB 1234—A bill to be entitled An act relating to free expression on campus; providing a short title; creating s. 1004.097, F.S.; defining terms; providing applicability; authorizing a public institution of higher education to create and enforce certain restrictions relating to expressive activities on campus; providing for a cause of action against a public institution of higher education for violations of the act; providing for damages; providing a statute of limitations; amending s. 1009.24, F.S.; requiring student government associations to provide specified information to recognized student organizations that request funding; requiring the organizations to maintain and prominently display on their websites certain information regarding such funding requests; providing an effective date.

By the Committee on Ethics and Elections; and Senator Hutson—

CS for SB 1262—A bill to be entitled An act relating to election dates for municipal office; amending s. 100.3605, F.S.; requiring the governing body of a municipality to determine the dates on which initial and runoff elections for municipal office are held and providing options therefor; preempting to the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; extending the terms of incumbent elected municipal officers until the next municipal election; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Brandes—

CS for SB 1314—A bill to be entitled An act relating to the Florida Capital Formation Act; amending s. 20.60, F.S.; deleting the requirement that the Department of Economic Opportunity manage certain activities related to the commercialization of specified products, services, and ideas; specifying that the Institute for Commercialization of Florida Technology is not an appropriate direct-support organization; amending s. 288.9621, F.S.; including s. 288.96255, F.S., in the Florida Capital Formation Act; amending s. 288.9622, F.S.; revising legislative intent; amending s. 288.9623, F.S.; defining terms; amending s. 288.9625, F.S.; redesignating the Institute for the Commercialization of Public Research as the Institute for Commercialization of Florida Technology; deleting provisions regarding the institute's responsibilities; requiring that the investment-related affairs of the institute be managed by the private fund manager and overseen by the board of directors; restructuring the board of directors and the selection process for the board of directors; specifying term limits of the board members under certain circumstances; requiring the board of directors to amend the bylaws of the institute under certain circumstances; providing that a director is subject to restrictions on certain conflicts of interest; prohibiting a director from having a financial interest in certain investments; authorizing a director to be reimbursed for certain expenses; granting the institute certain powers; requiring the institute to indemnify certain persons; delegating certain duties to the board of directors; revising to whom the board must provide a copy of the annual report and who may require and receive supplemental data relative to the institute's operation; specifying that certain requirements be met

before the private fund manager is authorized to make an investment in a company, on behalf of the institute; deleting provisions relating to certain duties of the institute; deleting provisions relating to certain fees charged by the institute and the prohibition on using capital in support of certain entities; specifying that the annual report is considered a public record subject to certain exemptions; revising the requirements of the institute's annual report; listing requirements and prohibitions for the private fund manager; stating the purpose of the institute's use of the private fund manager; requiring the private fund manager to assume the management of certain assets; authorizing the private fund manager to act on behalf of the institute for certain purposes; requiring that the private fund manager be paid certain fees; authorizing the private fund manager to undertake certain activities on behalf of the institute; requiring the private fund manager to issue an annual report to the board of directors by a specific date; specifying that the annual report is considered a public record subject to certain exemptions; requiring that the report contain certain information; amending s. 288.96255, F.S.; requiring that certain proceeds be returned to the Florida Technology Seed Capital Fund after the payment of certain costs and fees; requiring the institute to employ a private fund manager; requiring the private fund manager to perform specific duties; requiring that the private fund manager receive certain fees and costs at a specified time; requiring the private fund manager to use a certain process to evaluate a proposal; requiring the private fund manager to consider certain factors when approving a company for investment; deleting specific requirements for the investment of funds; authorizing the private fund manager, in addition to the institute, to perform certain tasks; amending s. 288.9627, F.S.; conforming provisions to changes made by this act; providing an effective date.

By the Committee on Transportation; and Senator Rouson—

CS for SB 1414—A bill to be entitled An act relating to specialty license plates; amending s. 320.06, F.S.; providing an exception to the design requirements of license plates issued for vehicles taxed under a specified provision; amending s. 320.0657, F.S.; providing an exception to the design requirements of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of the standard fleet license plates for additional fees; providing that fleet companies are responsible for all costs associated with the specialty license plate; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of the standard graphic dealer license plates for additional fees; providing that dealers are responsible for all costs associated with the specialty license plate; amending s. 320.08056, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company, with the permission of the sponsoring specialty license plate organization, to purchase specialty license plates to be used on dealer and fleet vehicles; requiring a dealer or fleet specialty license plate to include the letters "DLR" or "FLT" on the right side of the license plate; requiring dealer and fleet specialty license plates to be ordered directly from the department; establishing an annual use fee for the Highwaymen license plate; amending s. 320.08058, F.S.; directing the department to develop a Highwaymen license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senator Rouson—

CS for CS for SB 1418—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Health or the Agency for Health Care Administration, as applicable, to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.4073, F.S.; revising provisions relating to background checks and exemptions from disqualification for certain service provider personnel; requiring the Department of Children and Families to grant or deny an exemption from disqualification within a certain timeframe; authorizing certain applicants for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be

exempted from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; requiring recovery residences to comply with specified Florida Fire Prevention Code provisions; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; amending s. 397.4873, F.S.; providing exceptions to limitations on referrals by recovery residences to licensed service providers; prohibiting recovery residences and specified affiliated individuals from benefitting from certain referrals; providing penalties; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 1486—A bill to be entitled An act relating to the Department of Health; amending s. 381.4018, F.S.; requiring the department to adopt any rules necessary to implement a specified federal program to further encourage qualified physicians to relocate to and practice in underserved areas; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 456.024, F.S.; revising health care practitioner licensure eligibility for certain members of the armed forces and their spouses to include licensed dentists; removing a provision requiring a certain applicant issued a temporary professional license to practice as a dentist to practice under supervision; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from holding himself or herself out as a board-certified specialist in dermatology unless the recognizing agency is reviewed and reauthorized on a specified basis by the Board of Medicine; amending s. 460.408, F.S.; defining the term “contact classroom hour”; revising provisions relating to continuing chiropractic education requirements; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.006, F.S.; authorizing the Board of Nursing to establish certain standards of care; amending s. 464.202, F.S.; requiring the board to adopt by rule discipline and standards of care for certified nursing assistants; amending s. 464.203, F.S.; revising certification requirements for nursing assistants; amending s. 464.204, F.S.; revising grounds for board-imposed disciplinary sanctions; amending s. 465.019, F.S.; requiring an institutional pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 465.0193, F.S.; requiring a nuclear pharmacy to pass an onsite inspection by the department within a specified time before issuance of an initial permit or a permit for change of location; creating s. 465.0195, F.S.; requiring certain pharmacies and outsourcing facilities located in this state to obtain a permit in order to create, ship, mail, deliver, or dispense compounded sterile products; providing application requirements; providing inspection requirements; providing permit requirements; authorizing the Board of Pharmacy to adopt certain rules; providing applicability; amending s. 465.0196, F.S.; requiring a special pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 465.0197, F.S.; requiring an Internet pharmacy to pass an onsite inspection by the department within a specified time before the issuance of an initial permit or a permit for change of location; amending s. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; defining the term “adverse incident”; providing for disciplinary action by the Board of Dentistry; authorizing the board to adopt rules; amending s. 466.031, F.S.; expanding the definition of the term “dental laboratory” to include any person who performs an onsite consultation during dental procedures; amending s. 466.036, F.S.; requiring the periodic inspection of dental laboratories at least once during a specified period; amending s. 468.701, F.S.; revising a definition; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; revising requirements for the renewal of a license relating to continuing education; amending s. 468.723, F.S.; revising a definition; amending s.

468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising a definition; amending s. 480.041, F.S.; revising qualifications for licensure as a massage therapist; specifying that a massage apprentice who was licensed before a specified date may continue to perform massage therapy as authorized under his or her license; authorizing a massage apprentice to apply for full licensure upon completion of the apprenticeship under certain conditions; repealing s. 480.042, F.S., relating to examinations; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting a certain disciplined massage establishment from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising definitions; amending s. 490.005, F.S.; revising examination requirements for licensure of a psychologist; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of certain psychologists; amending s. 491.0045, F.S.; providing an exemption for intern registration requirements under certain circumstances; amending s. 491.005, F.S.; revising education requirements for the licensure of marriage and family therapists; revising examination requirements for the licensure of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure or certification by endorsement for certain professions; amending s. 491.007, F.S.; removing a biennial intern registration fee; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, or the department under certain circumstances, to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; providing penalties; amending ss. 491.0046 and 945.42, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senators Montford and Grimsley—

CS for SB 1494—A bill to be entitled An act relating to prescription drug pricing transparency; amending s. 465.0244, F.S.; requiring pharmacists to inform customers of less expensive, generically equivalent drugs for their prescriptions and as to whether customers’ cost-sharing obligations exceed the retail price of their prescriptions; repealing s. 465.1862, F.S., relating to pharmacy benefit manager contracts; creating s. 624.490, F.S.; defining the term “pharmacy benefit manager”; requiring a pharmacy benefit manager to register with the Office of Insurance Regulation; providing requirements and terms of registration, including the payment of a registration fee; requiring the office to issue certificates of registration and to set an initial registration fee and a renewal fee, which may not exceed a specified amount; requiring the office to adopt rules; creating ss. 627.64741, 627.6572, and 641.314, F.S.; defining the terms “maximum allowable cost” and “pharmacy benefit manager”; requiring that certain terms be included in a contract between a health insurer or a health maintenance organization and a pharmacy benefit manager; providing applicability; providing an effective date.

By the Committee on Agriculture; and Senators Steube and Perry—

CS for SB 1576—A bill to be entitled An act relating to animal welfare; creating s. 823.151, F.S.; providing legislative findings; requiring specified entities that take receivership of lost or stray dogs or cats to adopt written policies and procedures to ensure that every reasonable effort is made to quickly and reliably return owned animals to their owners; providing requirements for such policies and procedures; requiring that specified records be available to the public; amending s. 828.12, F.S.; authorizing a court to prohibit certain offenders from owning or having custody or control over animals; amending s. 921.0022, F.S.; revising the ranking of offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Flores—

CS for SB 1622—A bill to be entitled An act relating to lands used for governmental purposes; amending s. 253.025, F.S.; specifying the authority of the Division of State Lands within the Department of Environmental Protection to acquire lands from an annual list provided by the Department of Economic Opportunity and the Florida Defense Support Task Force for the purpose of buffering military installations against encroachment; providing requirements for the annual list; providing conditions under which specified appraisal standards are required for such lands; authorizing such lands to be leased or conveyed for less than appraised value to military installations; providing requirements for such leasing and conveyance; authorizing the use of certain funding sources for the immediate acquisition of lands that prevent or satisfy private property rights claims within areas of critical state concern; authorizing the Board of Trustees of the Internal Improvement Trust Fund to direct the department to purchase lands on an immediate basis to satisfy private property rights claims resulting from certain limitations; authorizing the board to waive certain procedures; providing procedures for estimating the value of lands under a certain value under certain conditions; amending s. 288.980, F.S.; redefining the term “nonconservation lands”; amending s. 380.0666, F.S.; authorizing land authorities to contribute tourist impact tax revenues to certain counties for the construction, redevelopment, and preservation of certain affordable housing; authorizing land authority funds to be used to pay costs related to the development and construction of affordable housing projects; providing an effective date.

By the Committee on Education; and Senator Stewart—

CS for SB 1738—A bill to be entitled An act relating to the Voluntary Prekindergarten Education Program; amending s. 1002.55, F.S.; authorizing an early learning coalition to refuse to contract with certain private prekindergarten providers; providing an effective date.

By the Committee on Community Affairs; and Senator Simmons—

CS for SB 1814—A bill to be entitled An act relating to neighborhood improvement districts; amending s. 163.511, F.S.; increasing the maximum number of directors allowed for boards of special neighborhood improvement districts; deleting a provision requiring directors to serve for 3 years; requiring local planning ordinances to specify the number of directors and their term lengths and to provide for staggered terms; deleting a provision relating to term length for initial director appointments; creating s. 163.5161, F.S.; creating the Safe Neighborhood Improvement District Revolving Loan Program; providing legislative purpose; providing definitions; authorizing the Department of Legal Affairs to provide loans for specified projects within safe neighborhood improvement districts; authorizing a safe neighborhood improvement district to borrow funds made available under the program and pledge revenues to repay such funds; specifying the procedures by which the department is to administer and manage the loans; specifying the term of such loans; authorizing the department to provide financial assistance to small safe neighborhood improvement districts; authorizing the department to adopt rules related to the loan program; requiring the department to prepare an annual report and submit it to specified committees in the Legislature; specifying items that the safe neighborhood improvement districts must submit to the department before being approved for loans; requiring the approval of the use of the revolving loans by the registered voters of the district by referendum; specifying items to be included in the referendum; requiring the referendum to be by sent by mail and published; specifying audit procedures once a loan project is completed; authorizing the department to charge reasonable service fees on loans to ensure the Safe Neighborhood Improvement District Revolving Loan Trust Fund will be operated in perpetuity; specifying fee amounts; restricting uses of the trust fund; specifying procedures if a safe neighborhood improvement district defaults under the terms of its loan agreement; authorizing the department to levy penalties for delinquent loan payments; authorizing the department to terminate or rescind a financial assistance agreement under certain conditions; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Agriculture; and Senators Steube and Perry—

CS for SB 1576—A bill to be entitled An act relating to animal welfare; creating s. 823.151, F.S.; providing legislative findings; requiring specified entities that take receivership of lost or stray dogs or cats to adopt written policies and procedures to ensure that every reasonable effort is made to quickly and reliably return owned animals to their owners; providing requirements for such policies and procedures; requiring that specified records be available to the public; amending s. 828.12, F.S.; authorizing a court to prohibit certain offenders from owning or having custody or control over animals; amending s. 921.0022, F.S.; revising the ranking of offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Architecture and Interior Design Appointee: Rivers, E. Dylan, Tallahassee	10/31/2020
Board of Chiropractic Medicine Appointee: Licata, Paul V., Boynton Beach	10/31/2019
Florida Citrus Commission Appointees: Casper, Danny K., Ft. Myers McKenna, Martin J., Sebring	05/31/2020 05/31/2020
Hillsborough County Civil Service Board Appointee: Hosler, Chandra D., Tampa	07/02/2021
Board of Trustees of Florida Gateway College Appointees: Crawford, John David, Macclenny Norris, Suzanne M., Lake City	05/31/2021 05/31/2021
Board of Trustees of Lake-Sumter State College Appointee: Blaise, Bryn, The Villages	05/31/2019
Board of Trustees of North Florida Community College Appointee: Williams, Michael R., Madison	05/31/2021
Board of Trustees of Santa Fe College Appointee: Fletcher, G.W. Blake, Gainesville	05/31/2021
Board of Trustees of Valencia College Appointee: Stockwell, Tracey, Orlando	05/31/2021
Electrical Contractors' Licensing Board Appointee: Echarri, Rafael, Miami	10/31/2021
Commission on Ethics Appointee: Brady, Daniel T., Miami Shores	06/30/2019
Florida Commission on Human Relations Appointee: Pichard, Jay B., Confidential pursuant to s. 119.071(4), F.S.	09/30/2020
Board of Landscape Architecture Appointee: Kroll, Michael D., Weston	10/31/2020
Governor's Mansion Commission Appointee: Mica, Mary, Tallahassee	09/30/2020

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Pilot Commissioners Appointee: Seuter, Brian J., Fernandina Beach	10/31/2021
Florida Prepaid College Board Appointee: Rood, John Darrell, St. Augustine	06/30/2020
Florida Real Estate Appraisal Board Appointee: Recca, Justin, Altamonte Springs	10/31/2020
Board of Veterinary Medicine Appointee: Johnson, Connie M., Plant City	10/31/2021

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Directors, Enterprise Florida, Inc. Appointee: Beyrouti, Jay J., Redington Shores	09/30/2021

Referred to the Committees on Commerce and Tourism; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Public Service Commission Appointee: Fay, Andrew, Tallahassee	01/01/2022

Referred to the Committees on Communications, Energy, and Public Utilities; and Rules; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education Appointee: Olenick, Michael H., Palm City	12/31/2020
Board of Trustees, Florida A & M University Appointee: Carter, Matthew M., II, Tallahassee	01/06/2023
Board of Trustees, Florida Atlantic University Appointee: McDonald, Mary Beth, Vero Beach	01/06/2021
Board of Trustees, Florida State University Appointee: Ballard, Kathryn S., Tallahassee	01/06/2023
Board of Trustees, University of Florida Appointees: Kuntz, Thomas G., Winter Park O'Keefe, Daniel T., Windermere	01/26/2023 01/06/2023
Board of Trustees, University of North Florida Appointee: Bryan, Thomas A., Jacksonville	01/06/2023
Board of Trustees, University of South Florida Appointees: Horton, Oscar J., Lithia Muma, Leslie M., Belleair	01/06/2023 01/06/2023

Referred to the Committees on Education; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Fish and Wildlife Conservation Commission Appointees: Kellam, Joshua D., Palm Beach Gardens Spottswood, Robert A., Key West	01/05/2019 01/06/2023

Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.**MESSAGES FROM THE HOUSE OF REPRESENTATIVES****FIRST READING**

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 55 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) White, Fine, Williamson—

CS for HB 55—A bill to be entitled An act relating to the sale of firearms; amending s. 790.065, F.S.; requiring Department of Law Enforcement procedures to allow the payment or transmittal of processing fees for criminal history checks of potential firearms buyers by electronic means; providing that criminal history check requests by licensed importers, manufacturers, and dealers to the department may be made by electronic means; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 85, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Public Integrity & Ethics Committee and Representative(s) Spano, Davis, Hahnfeldt, Payne, Stone—

CS for HB 85—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for such membership; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 87 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Public Integrity & Ethics Committee and Representative(s) Spano, Davis, Hahnfeldt, Payne—

CS for HB 87—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state or the District of Columbia which is confidential or exempt pursuant to the laws of that jurisdiction; providing for release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 1 was corrected and approved.

CO-INTRODUCERS

Senators Bean—SB 1002, SB 1776; Broxson—SB 856; Campbell—CS for SB 118, SB 292, CS for SB 370, SB 472, SB 542, SJR 1136; Farmer—SB 462; Grimsley—CS for SB 706, SB 1494; Hutson—SB 532; Mayfield—CS for SB 444, SB 1644; Powell—CS for SB 632; Rader—CS for SB 376, SB 722, CS for SB 1212; Rodriguez—SB 126, SB 462, SM 1658; Rouson—SB 674; Simmons—CS for SB 614; Stargel—CS for SB 1018; Steube—CS for SB 1048; Stewart—CS for SB 376; Thurston—SB 1712; Torres—SB 462, SB 1006, SR 1904; Young—SB 1012

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:45 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:00 p.m., Thursday, February 8 or upon call of the President.

SENATE PAGES

February 5-9, 2018

Andrew “AJ” Brooks, Tampa; Ariel Cruz, Live Oak; Titus Etters, Tallahassee; Michael Gough, Live Oak; Brian Hasher, Live Oak; Elena Miralles, Tallahassee; Vontris Pierre, Bristol; Brennen Reyes, Tallahassee; Anthony Seaton, Monticello; Javaris Thomas, Live Oak; Brooks Wiley, Tallahassee



Journal of the Senate

Number 10—Regular Session

Thursday, February 8, 2018

CONTENTS

Bills on Third Reading	310, 316
Call to Order	309
Co-Introducers	315, 346
Committee Substitutes, First Reading	337
Executive Business, Appointments	342
House Messages, First Reading	311, 318, 335, 336, 342
Introduction and Reference of Bills	337
Moment of Silence	336
Motions	311, 335, 336
Reference Changes, Rule 4.7(2)	340
Reports of Committees	336, 337
Resolutions	309
Special Order Calendar	313
Vote, Disclosure	311

CALL TO ORDER

The Senate was called to order by President Negron at 3:00 p.m. A quorum present—36:

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Farmer	Powell	Young

Excused: Senators Garcia and Montford

PRAYER

The following prayer was offered by Deacon Wallace Brown, Pilgrim Rest Missionary Baptist Church, Havana, a long-time employee of the Office of the Senate Sergeant at Arms:

Our Father and Creator, we come to say thank you for all of your help through this world and through this life. Through prayer, we can reach out to you for ourselves and for our loved ones and even for people we do not know. Through you, our knowledge of you is more clear. Forgive us for our wrongdoings and make us ready to forgive others. Save us from temptation and from falling into sinful ways. You rule over all things. Your power supplies all of our needs. Glory to your holy name.

Bless our great state and bless our world and all of the beautiful things in it. Bless our legislators and keep their minds sharp as they take on all of the state's tough problems. Keep your loving hands around them every day. We pray this prayer in your name. Amen.

PLEDGE

Senate Pages, Ariel Cruz of Live Oak; Elena Miralles of Tallahassee; and Vontris Pierre of Bristol, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Michelle Brandhorst of Pensacola, sponsored by Senator Broxson, as the doctor of the day. Dr. Brandhorst specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Gibson—

By Senator Gibson—

SR 94—A resolution remembering the life and legacy of William D. Brinton.

WHEREAS, William D. Brinton was born in Kansas City, Missouri, and moved to Jacksonville in 1959, where he graduated from Robert E. Lee High School, and

WHEREAS, William D. Brinton earned his bachelor's degree from the University of Virginia and his law degree from the University of Florida, and

WHEREAS, William D. Brinton interned in the summer of 1976 with the law firm Freeman, Richardson, Watson, Slade, McCarthy & Kelly, P.A., and became a partner of the firm in 1977, and

WHEREAS, William D. Brinton co-founded Citizens Against Proliferation of Signs in 1987 and Citizens for Tree Preservation, which later merged to become Scenic Jacksonville, and

WHEREAS, in 1989, William D. Brinton formed Allen, Brinton, Simmons & McCarthy, P.A., where he became known as an expert in the areas of complex First Amendment issues, land use litigation involving billboards and sign regulation, preservation of scenic landscapes, and commercial and construction litigation, and

WHEREAS, in 2000, William D. Brinton became a shareholder of the prominent law firm Rogers Towers, P.A., and

WHEREAS, William D. Brinton was recognized in Jacksonville and nationally as an expert on city charter amendments through citizen petitions and referendums, and he spearheaded successful efforts to limit and gradually reduce the number of off-site billboards, impose term limits on the election of Jacksonville City Council members, and require preservation mitigation for the removal of protected trees, and

WHEREAS, William D. Brinton's court admissions included the United States District Courts for the Northern, Middle, and Southern Districts of Florida and the Western District of Tennessee; all 13 United States Circuit Courts of Appeal, including the District of Columbia Circuit; the Federal Circuit Court and the Supreme Court of the United States, and

WHEREAS, William D. Brinton was an active and effective member and leader of numerous civic organizations, including Leadership Jacksonville; the Jacksonville Community Council, Inc.; the Jacksonville Bar Association; City Beautiful Jax; the Jacksonville Landscape Commission; and Scenic America, and

WHEREAS, William D. Brinton was the founder, a board member, and the counsel of Scenic Jacksonville, and he founded three Friends of

the Library organizations for the Murray Hill, Brentwood, and Dallas Graham branches, and

WHEREAS, William D. Brinton received numerous recognitions and awards, including Lawyer of the Year in 1995 from the *Financial News and Daily Record*; the International Municipal Lawyers Association's Amicus Service Award in 2015 and 2017; the Milestone Award for Citizen Advocacy from the Jacksonville Community Council, Inc.; the Prize for Civic Engagement Award from the Community Foundation for Northeast Florida; the Keep Jacksonville Beautiful-Jake Godbold Award; the 2014 Mayor's Environmental Award; Scenic America's Distinguished Advocacy Award for Scenic Beauty and Law; and the Cynthia Pratt McLaughlin Medal for environmental protection from The Garden Club of America, among others, NOW, THEREFORE,

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

That the members of the Senate express sympathy on the passing of William D. Brinton, a stalwart leader devoted to his community and his nation.

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

—was introduced, read, and adopted by publication.

At the request of Senator Gibson—

By Senators Gibson and Torres—

SR 754—A resolution recognizing November 2018 as “Diabetes Awareness Month” in Florida.

WHEREAS, diabetes is a chronic disease in which the body does not properly produce or use the hormone insulin, which regulates blood sugar, and

WHEREAS, more than 30 million Americans, or 1 out of every 10 Americans, including approximately 2.8 million Floridians, have diabetes, and

WHEREAS, type 2 diabetes is the disease's most common form, representing an estimated 90 to 95 percent of all diagnosed adult diabetes cases in the United States, and

WHEREAS, diabetes is the leading cause of blindness, kidney failure, amputations, stroke, and heart disease, claiming the life of one American every 3 minutes, and

WHEREAS, people with diabetes are twice as likely to suffer a heart attack or stroke at a young age, and

WHEREAS, having diabetes is associated with substantially higher lifetime medical expenditures despite being associated with reduced life expectancy, costing the American public \$245 billion annually, and

WHEREAS, increased public education and awareness about the risks of diabetes can effectively improve outcomes and reduce the financial burden of the disease, NOW, THEREFORE,

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

That November 2018 is recognized as “Diabetes Awareness Month” in Florida.

BE IT FURTHER RESOLVED that state agencies, public health authorities, health care providers, employers, insurers, and other health care stakeholders are encouraged to promote education and awareness of diabetes, risk factors associated with the disease, and opportunities to promote better health for the individuals and populations at risk of being diagnosed with the disease.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

On motion by Senator Bean, by unanimous consent—

CS for HB 41—A bill to be entitled An act relating to pregnancy support and wellness services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding inclusion of religious content; providing an effective date.

—was taken up out of order and read the third time by title.

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

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

Amendment 1 (894162) (with title amendment)—Delete lines 97-98 and insert:

must be provided in a noncoercive manner and may not include any religious content.

(5) **DISCLAIMER.**—Advertising and marketing materials for services provided pursuant to this section, including, but not limited to, billboards, must be reviewed and approved by the department before display or distribution, if state funds are used in the production of the materials, to ensure that the materials are medically accurate and do not include religious content. Such materials must include the words “Florida Pregnancy Care Network, Inc.” and the following disclaimer: “Approved by the Florida Department of Health.”

And the title is amended as follows:

Delete line 17 and insert: forbidding inclusion of religious content; requiring advertising and marketing materials to be reviewed and approved by the department before display or distribution under certain circumstances; requiring advertising and marketing materials to include a specified disclaimer; providing

SENATOR BENACQUISTO PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Bean, **CS for HB 41** was passed and certified to the House. The vote on passage was:

Yeas—21

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Broxson	Lee	Steube
Flores	Mayfield	Young

Nays—12

Book	Gibson	Rouson
Bracy	Powell	Stewart
Braynon	Rader	Thurston
Farmer	Rodriguez	Torres

Vote after roll call:

Yea—Brandes

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2018, and ending June 30, 2019, and supplemental appropriations for the period ending June 30, 2018, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—as amended February 7, was read the third time by title.

Pending further consideration of **SB 2500**, as amended—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 5001, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Appropriations Committee and Representative(s) Trujillo—

HB 5001—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2018, and ending June 30, 2019, and supplemental appropriations for the period ending June 30, 2018, to pay salaries, and other expenses, capital outlay—buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was referred to the Committee on Appropriations.

Pursuant to Rule 3.11(3), there being no objection, **HB 5001** was withdrawn from the Committee on Appropriations.

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

HB 5001—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2018, and ending June 30, 2019, and supplemental appropriations for the period ending June 30, 2018, to pay salaries, and other expenses, capital outlay—buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—a companion measure, was substituted for **SB 2500**, as amended, and by two-thirds vote, read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (139720)—Delete everything after the enacting clause and insert:

Pursuant to Rule 7.6, **Amendment 1 (139720)** constituted an entirely new bill and was not published in the Journal.

On motion by Senator Bradley, by two-thirds vote, **HB 5001**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Flores	Rader
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Farmer	Powell	Young

Nays—1

Rodriguez

Vote after roll call:

Yea—Campbell, Hutson

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **SB 2500** provide a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below.

I am employed as a Relationship Development Director at Shand's Hospital Jacksonville. Because Shand's Hospital Jacksonville may receive funds under proviso in **SB 2500** that may constitute a private gain or loss to that entity, I am disclosing these facts as required by Senate Rule 1.39.

As established by Senate Rule 1.20, I must vote on this matter.

Senator Aaron Bean, 4th District

MOTIONS

On motion by Senator Bradley, the Senate, having refused to pass **HB 5001** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Bradley, by two-thirds vote, **HB 5001** was ordered immediately certified to the House.

SB 2502—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1002.333, F.S.; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; specifying required duties of the State Board of Education for the 2017-2018 fiscal year; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; requiring a plan for implementation to be developed and submitted to the appropriate governing body before distribution of the allocation; providing requirements for implementation plans; requiring approved plans to be submitted to the Commissioner of Education by a specified date; providing for the allocation of funds for the 2018-2019 fiscal year; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation for specified purposes; providing the calculation for the allocation; amending s. 1012.731, F.S.; deleting Florida Best and Brightest Teacher Scholarship Program scholarship awards authorized for the 2018-2019 school year; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.908, F.S.; revising parameters relating to the prospective payment methodology for the reimbursement of Medicaid providers to be implemented for rate-setting purposes; requiring the agency to establish prospective

payment reimbursement rates for nursing home services as provided in this act and in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility in a manner that ensures that the modification becomes effective by a certain date; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; extending for 1 fiscal year certain limitations on compensation for private court-appointed counsel; amending s. 1011.80, F.S.; providing that state funds provided for postsecondary workforce program operations may be used for inmate education if specifically appropriated for such purpose; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying which expenses may be reimbursed to a justice; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing for construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocur certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Executive Office of the Governor and the Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the state's online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of speci-

fied statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of the temporary loan; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority of the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; requiring the Department of Environmental Protection to transfer a designated proportionate share of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational enhancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 376.3071, F.S.; allocating a specified sum from the Inland Protection Trust Fund for the payment of repair, replacement, and preventative measure costs for storage tanks, piping, or system components; requiring an owner or operator to submit an application to the department to receive funding; prescribing requirements for such application; specifying requirements, restrictions, and limitations regarding applications and payments; prohibiting payments for specified expenses; providing construction; requiring the department to ensure that petroleum storage systems approved after a specified date meet certain standards; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year provisions authorizing the Department of Transportation to realign budget authority to carry out the department's work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance

with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—as amended February 7, was read the third time by title.

On motion by Senator Bradley, further consideration of **SB 2502** was deferred.

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, further consideration of **SB 2504** was deferred.

SB 7014—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, further consideration of **SB 7014** was deferred.

SPECIAL ORDER CALENDAR

CS for SB 276—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for such memberships; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 276**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 85** was withdrawn from the Committees on Ethics and Elections; Appropriations; and Rules.

On motion by Senator Hutson—

CS for HB 85—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for such membership; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 276** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 85** was placed on the calendar of Bills on Third Reading.

On motion by Senator Braynon—

SB 800—A bill to be entitled An act relating to infectious disease elimination pilot programs; providing a short title; amending s. 381.0038, F.S.; authorizing the Department of Health to establish sterile needle and syringe exchange pilot programs upon request from eligible entities, rather than a single program established in Miami-Dade County; specifying who may be designated to operate a program; providing for the expiration of all pilot programs; providing for severability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 800** was placed on the calendar of Bills on Third Reading.

SB 314—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 314**, pursuant to Rule 3.11(3), there being no objection, **HB 193** was withdrawn from the Committees on Regulated Industries; Banking and Insurance; and Rules.

On motion by Senator Baxley—

HB 193—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisors, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—a companion measure, was substituted for **SB 314** and read the second time by title.

Pursuant to Rule 4.19, **HB 193** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

CS for CS for SB 510—A bill to be entitled An act relating to reporting of adverse incidents in planned out-of-hospital births; creating s. 456.0495, F.S.; defining the term “adverse incident”; requiring licensed physicians, certified nurse midwives, and licensed midwives to report an adverse incident and a medical summary of events to the Department of Health within a specified timeframe; requiring the department to review adverse incident reports and determine if conduct occurred that is subject to disciplinary action; requiring the appropriate regulatory board or the department to take disciplinary action under certain circumstances; requiring the department to adopt rules; requiring the department to develop a form to be used for the reporting of adverse incidents; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 510** was placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

SB 162—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 162** was placed on the calendar of Bills on Third Reading.

SB 494—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 494**, pursuant to Rule 3.11(3), there being no objection, **HB 405** was withdrawn from the Committees on Communications, Energy, and Public Utilities; and Community Affairs.

On motion by Senator Lee—

HB 405—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—a companion measure, was substituted for **SB 494** and read the second time by title.

Pursuant to Rule 4.19, **HB 405** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

CS for SB 1048—A bill to be entitled An act relating to firearms; amending s. 790.06, F.S.; authorizing a church, a synagogue, or other religious institution to allow a concealed weapons or concealed firearms licensee to carry a concealed handgun in certain established physical places of worship under certain circumstances; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1048** was placed on the calendar of Bills on Third Reading.

CS for SB 278—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state or the District of Columbia which is confidential or exempt pursuant to the laws of that jurisdiction; providing

for the release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 278**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 87** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

On motion by Senator Hutson—

CS for HB 87—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state or the District of Columbia which is confidential or exempt pursuant to the laws of that jurisdiction; providing for release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 278** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 87** was placed on the calendar of Bills on Third Reading.

SR 550—A resolution supporting an extension of the current moratorium on drilling in the Gulf of Mexico east of the Military Mission Line.

WHEREAS, the Florida Legislature represents the military bases and personnel that maintain, manage, and use the Gulf of Mexico Range Complex (GOMEX Range Complex) which provides for the common defense of this state and the nation, and

WHEREAS, defense is the State of Florida’s fourth largest industry, accounting for more than 775,000 jobs, \$80 billion in economic impact, and 65 percent of the regional economy of Northwest Florida, and

WHEREAS, testing and training activities conducted from Florida’s air and sea bases are considerably dependent on unconstrained access to the Eastern Gulf of Mexico airspace and seaspace, and

WHEREAS, the GOMEX Range Complex is a unique national resource, and

WHEREAS, the range is larger than all other training ranges inside the continental United States combined, stretching from the Florida Panhandle south to Key West and encompassing the Eastern Gulf of Mexico, and

WHEREAS, surrounding the GOMEX Range Complex are numerous United States Department of Defense installations, ranges, and airspaces, which make the complex unique, and

WHEREAS, originally a place to practice air-to-air engagements and air-to-surface bombing and strafing, the GOMEX Range Complex has served the nation for over 60 years, and

WHEREAS, after World War II, the GOMEX Range Complex was used to test surface-to-air rockets against drones and, with the advent of fifth-generation aircraft at Tyndall and Eglin Air Force Bases, has been used extensively to test future weapons systems, and

WHEREAS, the military missions require day and night access to the airspace, from the surface up to 60,000 feet, for high-speed flying and maneuvering, as well as day and night access to the seaspace, from the sea surface to the subsurface areas, for use by ships and submarines, and

WHEREAS, the military uses live ammunition and missiles against remotely piloted full-scale targets and drones, resulting in large debris fields of dangerous objects, and

WHEREAS, for well over a decade and through two presidential administrations, the United States Department of Defense policy has been to keep the Eastern Gulf of Mexico free from obstruction, and

WHEREAS, oil exploration and offshore platforms placed in the Eastern Gulf of Mexico could jeopardize military missions and severely reduce the state's appeal in keeping military installations, and

WHEREAS, without access to airspace in order to test modern and emerging weapons systems and train the aircrews that support such systems, Florida would lose its primary reason for hosting the GOMEX Range Complex, and

WHEREAS, the Gulf of Mexico Energy Security Act (GOMESA) of 2006 restricts oil and gas leasing in all areas east of the Military Mission Line established at 86°41' W. longitude and bans oil and gas leasing within 125 miles of the Florida coastline in the Eastern Planning Area and in a portion of the Central Planning Area until 2022, and

WHEREAS, attempts to reduce restrictions on oil and gas exploration and production arose in 2013 and 2015, when the members of the United States Senate and the United States House of Representatives developed and introduced bills to change GOMESA without addressing the military need to maintain the GOMEX Range Complex, and

WHEREAS, in 2013, the Offshore Energy and Jobs Act was introduced by United States Representative Doc Hastings of Washington to propose changes in oil and gas drilling and exploration locations, and

WHEREAS, the Offshore Energy and Jobs Act of 2015 was introduced by United States Senator Bill Cassidy of Louisiana, to increase oil and gas exploration and production, most notably through reducing the exclusion area east of the Military Mission Line from 125 miles to 50 miles offshore and through shortening the time limit of the moratorium from 2022 to 2017, but the bill ultimately did not advance past committee, and GOMESA remained intact for the time being, and

WHEREAS, the United States Secretary of Defense, the Chief of Staff of the United States Air Force, and fifteen members of the United States Congress from Florida have written letters requesting an extension to the moratorium, which is essential for developing and sustaining the military's future capabilities and for guaranteeing long-term capabilities for future test missions that may enable new technologies such as hypersonic fifth-generation fighters, advanced subsurface weapons systems, and other projects that require enlarged testing and training footprints well beyond 2022, and

WHEREAS, without the certainty of an extension to the moratorium, investment in upgrades in telemetry, tracking, and other important improvements are at risk, and

WHEREAS, in March 2017, twenty local county commissions, chambers of commerce, local economic development councils, and military affairs committees drafted resolutions in support of the moratorium and submitted them to the Florida Legislature, NOW, THEREFORE,

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

That the State of Florida must maintain a united front in supporting an extension of the current moratorium on drilling in the Gulf of Mexico east of the Military Mission Line.

BE IT FURTHER RESOLVED that to allow drilling east of the Military Mission Line would mean loss of range areas and possible relocation of aircraft and bases to other unrestricted range areas.

BE IT FURTHER RESOLVED that the Florida Senate supports an indefinite extension of the restriction, specified in the Gulf of Mexico Energy Security Act of 2006, oil and gas leasing in all areas east of the Military Mission Line established at 86°41' W. longitude and indefinite extension of the Act's ban oil and gas leasing within 125 miles of the Florida coastline in the Eastern Planning Area and in a portion of the Central Planning Area.

—was read the second time by title. On motion by Senator Broxson, **SR 550** was adopted.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SR 550**.

Yeas—24

Mr. President	Flores	Perry
Baxley	Galvano	Rader
Benacquisto	Gibson	Rodriguez
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Lee	Stewart
Brandes	Mayfield	Thurston
Campbell	Passidomo	Torres

On motion by Senator Brandes—

SB 660—A bill to be entitled An act relating to the Florida Insurance Code exemption for nonprofit religious organizations; amending s. 624.1265, F.S.; revising criteria under which a nonprofit religious organization that facilitates the sharing of contributions among its participants for financial or medical needs is exempt from requirements of the code; revising construction; revising requirements for a notice provided by the organization; providing an effective date.

—was read the second time by title.

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

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (394130) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 624.1265, Florida Statutes, is amended to read:

624.1265 Nonprofit religious organization exemption; authority; notice.—

(1) A nonprofit religious organization is not subject to the requirements of the Florida Insurance Code if the nonprofit religious organization:

(a) Qualifies under Title 26, s. 501 of the Internal Revenue Code of 1986, as amended;

(b) Limits its participants to *those members who share a common set of ethical or religious beliefs of the same religion*;

(c) Acts as a facilitator among ~~an organizational clearinghouse for information between~~ participants who have financial, physical, or medical needs to assist those with financial, physical, or medical needs in accordance with criteria established by the nonprofit religious organization ~~and participants who have the ability to pay for the benefit of those participants who have financial, physical, or medical needs~~;

(d) Provides for the financial or medical needs of a participant through contributions from other participants, or through payments directly from one participant to another participant; ~~and~~

(e) Provides amounts that participants may contribute, with no assumption of risk and no promise to pay:

1. Among the participants; or

2. By the nonprofit religious organization to the participants;

(f) Provides a monthly accounting to the participants of the total dollar amount of qualified needs actually shared in the previous month

in accordance with criteria established by the nonprofit religious organization; and

(g) Conducts an annual audit that is performed by an independent certified public accounting firm in accordance with generally accepted accounting principles and that is made available to the public by providing a copy upon request or by posting on the nonprofit religious organization's website ~~suggests amounts that participants may voluntarily give with no assumption of risk or promise to pay among the participants or between the participants.~~

(2) This section does not prevent:

(a) ~~The organization described in subsection (1) from establishing qualifications of participation relating to the health of a prospective participant, does not prevent~~ A participant from limiting the financial or medical needs that may be eligible for payment; ~~or, and does not prevent~~

(b) The nonprofit religious organization from canceling the membership of a participant when such participant indicates his or her unwillingness to participate by failing to meet the conditions of membership ~~make a payment to another participant~~ for a period in excess of 60 days.

(3) ~~The nonprofit religious organization described in subsection (1) shall provide a written disclaimer on or accompanying all applications and guideline materials distributed by or on behalf of the nonprofit religious organization. The disclaimer must read in substance: "Notice: The organization facilitating the sharing of medical expenses is not an insurance company, and neither its guidelines nor its plan of operation is an insurance policy. Membership is not offered through an insurance company, and the organization is not subject to the regulatory requirements or consumer protections of the Florida Insurance Code. Whether anyone chooses to assist you with your medical bills will be totally voluntary because no other participant is compelled by law to contribute toward your medical bills. As such, participation in the organization or a subscription to any of its documents should never be considered to be insurance. Regardless of whether you receive any payments for medical expenses or whether this organization continues to operate, you are always personally responsible for the payment of your own medical bills." each prospective participant in the organizational clearinghouse written notice that the organization is not an insurance company, that membership is not offered through an insurance company, and that the organization is not subject to the regulatory requirements or consumer protections of the Florida Insurance Code.~~

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Insurance Code exemption for nonprofit religious organizations; amending s. 624.1265, F.S.; revising criteria under which a nonprofit religious organization that facilitates the sharing of contributions among its participants for financial, physical, or medical needs is exempt from requirements of the code; revising construction; revising requirements for a notice provided by the organization; providing an effective date.

Pursuant to Rule 4.19, **SB 660**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 152—A bill to be entitled An act relating to the sale of firearms; amending s. 790.065, F.S.; requiring Department of Law Enforcement procedures to allow the payment or transmittal of processing fees for criminal history checks of potential firearms buyers by electronic means; providing that criminal history check requests by licensed importers, manufacturers, and dealers to the department may be made by electronic means; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 152**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 55** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Steube—

CS for HB 55—A bill to be entitled An act relating to the sale of firearms; amending s. 790.065, F.S.; requiring Department of Law Enforcement procedures to allow the payment or transmittal of processing fees for criminal history checks of potential firearms buyers by electronic means; providing that criminal history check requests by licensed importers, manufacturers, and dealers to the department may be made by electronic means; providing an effective date.

—a companion measure, was substituted for **CS for SB 152** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 55** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING, continued

The Senate resumed consideration of—

SB 2502—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1002.333, F.S.; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; specifying required duties of the State Board of Education for the 2017-2018 fiscal year; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; requiring a plan for implementation to be developed and submitted to the appropriate governing body before distribution of the allocation; providing requirements for implementation plans; requiring approved plans to be submitted to the Commissioner of Education by a specified date; providing for the allocation of funds for the 2018-2019 fiscal year; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation for specified purposes; providing the calculation for the allocation; amending s. 1012.731, F.S.; deleting Florida Best and Brightest Teacher Scholarship Program scholarship awards authorized for the 2018-2019 school year; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.908, F.S.; revising parameters relating to the prospective payment methodology for the reimbursement of Medicaid providers to be implemented for rate-setting purposes; requiring the agency to establish prospective payment reimbursement rates for nursing home services as provided in this act and in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the

federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility in a manner that ensures that the modification becomes effective by a certain date; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; extending for 1 fiscal year certain limitations on compensation for private court-appointed counsel; amending s. 1011.80, F.S.; providing that state funds provided for postsecondary workforce program operations may be used for inmate education if specifically appropriated for such purpose; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying which expenses may be reimbursed to a justice; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing for construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Executive Office of the Governor and the Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the state's online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of speci-

fied statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of the temporary loan; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority of the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; requiring the Department of Environmental Protection to transfer a designated proportionate share of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational enhancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 376.3071, F.S.; allocating a specified sum from the Inland Protection Trust Fund for the payment of repair, replacement, and preventative measure costs for storage tanks, piping, or system components; requiring an owner or operator to submit an application to the department to receive funding; prescribing requirements for such application; specifying requirements, restrictions, and limitations regarding applications and payments; prohibiting payments for specified expenses; providing construction; requiring the department to ensure that petroleum storage systems approved after a specified date meet certain standards; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year

provisions authorizing the Department of Transportation to realign budget authority to carry out the department's work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—which was previously considered this day and amended February 7.

Pending further consideration of **SB 2502**, as amended—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 5003, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Appropriations Committee and Representative(s) Trujillo—

HB 5003—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; providing the date by which the Board of Governors must submit its annual accountability report for the 2018-2019 fiscal year; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program to reflect actual enrollment changes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that the rule which adopted an allocation algorithm and methodology for the iBudget system is no longer in effect; authorizing funding allocated for the algorithm may be increased under certain circumstances; amending s. 893.055, F.S.; prohibiting the Attorney General and the Department of Health from using certain settlement agreement funds to administer the prescription drug monitoring program; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as provided in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as provided in the General Appropriations Act; authorizing the Agency of Health Care Administration to submit a budget amendment to realign funding within the Medicaid program appropriation categories; specifying the time period within which such budget amendment must be submitted; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the

Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2018-2019 fiscal year; specifying that the clerks of the circuit court are responsible for certain costs related to jurors that exceed funding provided in the General Appropriations Act; amending ss. 318.18 and 817.568, F.S.; redirecting revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; transferring all current balances in the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; requiring the Department of Management Services to use tenant broker services to renegotiate or repurchase certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing assessment between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resources services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; requiring executive branch state agencies and the judicial branch to collaborate with the Executive Office of the Governor regarding the statewide travel management system and to use such system; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing time periods for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; requiring the Department of Environmental Protection to retain a proportionate share of revenues;

specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided in the General Appropriations Act; reenacting s. 373.470, F.S.; relating to distribution of funds to the South Florida Water Management District from the Department of Environmental Protection's land acquisition trust fund which must be equally matched by cumulative district contributions for certain Everglades restoration efforts; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; amending s. 259.105, F.S.; revising distributions from the Florida Forever Trust Fund; amending s. 420.9079, F.S.; authorizing funds in the Local Government Housing Trust Fund to be used as provided in the General Appropriations Act; amending s. 420.0005, F.S.; authorizing certain funds related to state housing to be used as provided in the General Appropriations Act; providing for future expiration; creating the Hurricane Housing Recovery Program to provide funds for certain affordable housing recovery efforts; requiring the Florida Housing Finance Corporation to administer the program and allocate resources to local governments that meet certain criteria; specifying requirements for receiving and using funds; requiring participating local governments to submit a report; creating the Rental Recovery Loan Program to provide funds for additional rental housing due specified impacts; providing rationale for program; authorizing the Florida Housing Finance Corporation to adopt emergency rules; providing that the adoption of emergency rules meets certain criteria related to public health, safety, and welfare; provides for future expiration; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2018-2019 fiscal year; amending s. 216.292, F.S.; specifying that the required review ensures that certain transfers of appropriations comply with ch. 216, F.S., maximize use of available and appropriate trust funds, and are not contrary to legislative policy and intent; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; amending s. 5 of ch. 2017-88, Laws of Florida; requiring the Department of Management Services to develop and establish specified premiums for the different health insurance plan options; requiring that a proposed rate plan be submitted to the Legislature by a specified date; specifying notice, review, and objection requirements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing an effective date.

—was referred to the Committee on Appropriations.

Pursuant to Rule 3.11(3), there being no objection, **HB 5003** was withdrawn from the Committee on Appropriations.

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

HB 5003—A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; providing the date by which the Board of Governors must submit its annual accountability report for the 2018-2019 fiscal year; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program to reflect actual enrollment changes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that the rule which adopted an allocation algorithm and methodology for the iBudget system is no longer in effect; authorizing funding allocated for the algorithm may be increased under certain circumstances; amending s. 893.055, F.S.; prohibiting the Attorney General and the Department of Health from using certain settlement agreement funds to administer the prescription drug monitoring program; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as provided in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as provided in the General Appropriations Act; authorizing the Agency of Health Care Administration to submit a budget amendment to realign funding within the Medicaid program appropriation categories; specifying the time period within which such budget amendment must be submitted; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2018-2019 fiscal year; specifying that the clerks of the circuit court are responsible for certain costs related to jurors that exceed funding provided in the General Appropriations Act; amending ss. 318.18 and 817.568, F.S.; redirecting revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; transferring all current balances in the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report

to the Governor and Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing assessment between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resources services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; requiring executive branch state agencies and the judicial branch to collaborate with the Executive Office of the Governor regarding the statewide travel management system and to use such system; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing time periods for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided in the General Appropriations Act; reenacting s. 373.470, F.S.; relating to distribution of funds to the South Florida Water Management District from the Department of Environmental Protection's land acquisition trust fund which must be equally matched by cumulative district contributions for certain Everglades restoration efforts; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; amending s. 259.105, F.S.; revising distributions from the Florida Forever Trust Fund; amending s. 420.9079, F.S.; authorizing funds in the Local Government Housing Trust Fund to be used as provided in the General Appropriations Act; amending s. 420.0005, F.S.; authorizing certain funds related to state housing to be used as provided in the General Appropriations Act; providing for future expiration; creating the Hurricane Housing Recovery Program to provide funds for certain affordable housing recovery efforts; requiring the Florida Housing Finance Corporation to administer the program and allocate resources to local governments that meet certain criteria; specifying requirements for receiving and using funds; requiring participating local governments to submit a report; creating the Rental Recovery Loan Program to provide funds for additional rental housing due specified impacts; providing rationale for program; authorizing the Florida Housing Finance Corporation to adopt emergency rules; providing that the adoption of emergency rules meets certain criteria related to public health, safety, and welfare; provides for future expiration; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to

assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2018-2019 fiscal year; amending s. 216.292, F.S.; specifying that the required review ensures that certain transfers of appropriations comply with ch. 216, F.S., maximize use of available and appropriate trust funds, and are not contrary to legislative policy and intent; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; amending s. 5 of ch. 2017-88, Laws of Florida; requiring the Department of Management Services to develop and establish specified premiums for the different health insurance plan options; requiring that a proposed rate plan be submitted to the Legislature by a specified date; specifying notice, review, and objection requirements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing an effective date.

—a companion measure, was substituted for **SB 2502**, as amended, and by two-thirds vote, read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (888200) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. It is the intent of the Legislature that the implementing and administering provisions of this act apply to the General Appropriations Act for the 2018-2019 fiscal year.

Section 2. In order to implement Specific Appropriations 6, 7, 8, 92, and 93 of the 2018-2019 General Appropriations Act, the calculations of the Florida Education Finance Program for the 2018-2019 fiscal year included in the document titled "Public School Funding: The Florida Education Finance Program," dated February 1, 2018, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Florida Education Finance Program. This section expires July 1, 2019.

Section 3. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, and notwithstanding ss. 1002.20, 1003.02, 1006.28-1006.42, 1011.62(6)(b)5., and 1011.67, Florida Statutes, relating to the expenditure of funds provided for instructional materials, for the 2018-2019 fiscal year, funds provided for instructional materials shall be released and expended as required in the proviso language for Specific Appropriation 92 of the 2018-2019 General Appropriations Act. This section expires July 1, 2019.

Section 4. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraphs (b) and (c) of subsection (10) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—

(10) **SCHOOLS OF HOPE PROGRAM.**—The Schools of Hope Program is created within the Department of Education.

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive *funding for services authorized up to \$2,000 per full-time equivalent student from the hope supplemental services allocation established under s. 1011.62(16) Schools of Hope Program based upon the strength of the*

~~school's plan for implementation and its focus on evidence-based interventions that lead to student success by providing wrap-around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap-around services include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:~~

- ~~1. Establish wrap-around services that develop family and community partnerships.~~
- ~~2. Establish clearly defined and measurable high academic and character standards.~~
- ~~3. Increase parental involvement and engagement in the child's education.~~
- ~~4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the requirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.~~
- ~~5. Identify a knowledge-rich curriculum that the school will use that focuses on developing a student's background knowledge.~~
- ~~6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.~~

(c) *For the 2017-2018 fiscal year, the state board shall:*

1. Provide awards for up to 25 schools and prioritize awards for implementation plans ~~submitted pursuant to paragraph (b)~~ that are based on whole school transformation and that are developed in consultation with the school's principal.
2. Annually report on the implementation of this subsection in the report required by s. 1008.345(5), and provide summarized academic performance reports of each traditional public school receiving funds.

Section 5. *The amendments made by this act to s. 1002.333(10)(b)-(c), Florida Statutes, expire July 1, 2019, and the text of those paragraphs shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 6. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, present subsections (16) and (17) of section 1011.62, Florida Statutes, are renumbered as subsections (19) and (20), respectively, new subsections (16) and (17) and subsection (18) are added to that section, and paragraph (a) of subsection (4) and subsection (14) of that section are amended, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.—*

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property

appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (19)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.—*The hope supplemental services allocation is created to provide district-managed turnaround schools, as required under s. 1008.33(4)(a), and charter schools authorized under s. 1008.33(4)(b), with funds to offer services designed to improve the overall academic and community welfare of the schools' students and their families.*

(a) *Services funded by the allocation may include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, and parental counseling. In addition, services may also include models that develop a culture that encourages students to complete high school and to attend college or career training, set high academic expectations, inspire character development, and include an extended school day and school year.*

(b) *Prior to distribution of the allocation, a school district, for a district turnaround school, or the charter school governing board for a charter school, as applicable, shall develop and submit a plan for im-*

plementation to its respective governing body for approval no later than August 1 of the fiscal year.

(c) At a minimum, the plans required under paragraph (b) must:

1. Establish comprehensive support services that develop family and community partnerships;
2. Establish clearly defined and measurable high academic and character standards;
3. Increase parental involvement and engagement in the child's education;
4. Describe how instructional personnel will be identified, recruited, retained, and rewarded;
5. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards; and
6. Provide focused instruction to improve student academic proficiency, which may include additional instruction time beyond the normal school day or school year.

(d) Each school district and hope operator shall submit approved plans to the commissioner by September 1 of each fiscal year.

(e) For the 2018-2019 fiscal year, a school that is selected to receive funding in the 2017-2018 fiscal year pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A district-managed turnaround school required under s. 1008.33(4)(a) and a charter school authorized under s. 1008.33(4)(b) are eligible for the remaining funds based on the school's unweighted FTE, up to \$2,000 per FTE or as provided in the General Appropriations Act.

This subsection expires July 1, 2019.

(17) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—The mental health assistance allocation is created to provide supplemental funding to assist school districts in establishing or expanding comprehensive school-based mental health programs that increase awareness of mental health issues among children and school-age youth; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services. These funds may be allocated annually in the General Appropriations Act to each eligible school district and developmental research school based on each entity's proportionate share of Florida Education Finance Program base funding. The district funding allocation must include a minimum amount as specified in the General Appropriations Act. Upon submission and approval of a plan that includes the elements specified in paragraph (b), charter schools are also entitled to a proportionate share of district funding for this program. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses.

(a) Prior to distribution of the allocation:

1. The district must annually develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.
2. A charter school must annually develop and submit a detailed plan outlining the local program and planned expenditures of the funds in the plan to its governing body for approval. After the plan is approved by the governing body, it must be provided to its school district for submission to the commissioner.

(b) The plans required under paragraph (a) must include, at a minimum, all of the following elements:

1. A collaborative effort or partnership between the school district and at least one local community program or agency involved in mental health to provide or to improve prevention, diagnosis, and treatment services for students;
2. Programs to assist students in dealing with bullying, trauma, and violence;

3. Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems or substance use disorders;

4. Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders and to improve the provision of early intervention services;

5. Strategies to enhance the availability of school-based crisis intervention services and appropriate referrals for students in need of mental health services; and

6. Training opportunities for school personnel in the techniques and supports needed to identify students who have trauma histories and who have or are at risk of having a mental illness, and in the use of referral mechanisms that effectively link such students to appropriate treatment and intervention services in the school and in the community.

(c) The districts shall submit approved plans to the commissioner by August 1 of each fiscal year.

This subsection expires July 1, 2019.

(18) **FUNDING COMPRESSION ALLOCATION.**—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share. This subsection expires July 1, 2019.

Section 7. In order to implement Specific Appropriations 6 and 92 of the 2018-2019 General Appropriations Act, paragraph (c) of subsection (3) of section 1012.731, Florida Statutes, is amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(c) Notwithstanding the requirements of this subsection, for the 2017-2018, ~~2018-2019~~, and 2019-2020 school years, any classroom teacher who:

1. Was evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded shall receive a scholarship of \$1200, including a classroom teacher who received an award pursuant to paragraph (a).

2. Was evaluated as effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded a scholarship of up to \$800. If the number of eligible classroom teachers under this subparagraph exceeds the total allocation, the department shall prorate the per-teacher scholarship amount.

This paragraph expires July 1, 2020.

Section 8. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, the calculations for the Medicaid Disproportionate Share Hospital program for the 2018-2019 fiscal year contained in the document titled "Medicaid Hospital Funding Program," dated January 26, 2018, and filed with the Secretary of the Senate, are incorporated by reference for the purpose of displaying the calculations used by the Legislature, consistent with the requirements of state law, in making appropriations for the Medicaid Disproportionate Share Hospital program. This section expires July 1, 2019.

Section 9. In order to implement Specific Appropriations 193 through 220 and 524 of the 2018-2019 General Appropriations Act, and notwithstanding ss. 216.181 and 216.292, Florida Statutes, the Agency for Health Care Administration, in consultation with the Department of

Health, may submit a budget amendment, subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes, to realign funding within and between agencies based on implementation of the Managed Medical Assistance component of the Statewide Medicaid Managed Care program for the Children's Medical Services program of the Department of Health. The funding realignment shall reflect the actual enrollment changes due to the transfer of beneficiaries from fee-for-service to the capitated Children's Medical Services Network. The Agency for Health Care Administration may submit a request for non-operating budget authority to transfer the federal funds to the Department of Health pursuant to s. 216.181(12), Florida Statutes. This section expires July 1, 2019.

Section 10. *In order to implement Specific Appropriation 242 of the 2018-2019 General Appropriations Act:*

(1) *If during the 2018-2019 fiscal year, the Agency for Persons with Disabilities ceases to have an allocation algorithm and methodology adopted by valid rule pursuant to s. 393.0662, Florida Statutes, the agency shall use the following until it adopts a new allocation algorithm and methodology:*

(a) *Each client's iBudget in effect as of the date the agency ceases to have an allocation algorithm and methodology adopted by valid rule pursuant to s. 393.0662, Florida Statutes, shall remain at that funding level.*

(b) *The Agency for Persons with Disabilities shall determine the iBudget for a client newly enrolled in the home and community-based services waiver program using the same allocation algorithm and methodology used for the iBudgets determined between January 1, 2017, and December 31, 2017.*

(2) *After a new allocation algorithm and methodology is adopted by final rule, a client's new iBudget shall be determined based on the new allocation algorithm and methodology and shall take effect as of the client's next support plan update.*

(3) *Funding allocated under subsections (1) and (2) may be increased pursuant to s. 393.0662(1)(b), Florida Statutes, or as necessary to comply with federal regulations.*

(4) *This section expires July 1, 2019.*

Section 11. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019 General Appropriations Act, section 8 of chapter 2017-129, Laws of Florida, is amended to read:

Section 8. Effective October 1, 2018, subsection (2) of section 409.908, Florida Statutes, is amended to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(2)(a)1. Reimbursement to nursing homes licensed under part II of chapter 400 and state-owned-and-operated intermediate care facilities for the developmentally disabled licensed under part VIII of chapter 400 must be made prospectively.

2. Unless otherwise limited or directed in the General Appropriations Act, reimbursement to hospitals licensed under part I of chapter 395 for the provision of swing-bed nursing home services must be made on the basis of the average statewide nursing home payment, and reimbursement to a hospital licensed under part I of chapter 395 for the provision of skilled nursing services must be made on the basis of the average nursing home payment for those services in the county in which the hospital is located. When a hospital is located in a county that does not have any community nursing homes, reimbursement shall be determined by averaging the nursing home payments in counties that surround the county in which the hospital is located. Reimbursement to hospitals, including Medicaid payment of Medicare copayments, for skilled nursing services shall be limited to 30 days, unless a prior authorization has been obtained from the agency. Medicaid reimbursement may be extended by the agency beyond 30 days, and approval must be based upon verification by the patient's physician that the patient requires short-term rehabilitative and recuperative services only, in which case an extension of no more than 15 days may be approved. Reimbursement to a hospital licensed under part I of chapter 395 for the temporary provision of skilled nursing services to nursing home residents who have been displaced as the result of a natural disaster or other emergency may not exceed the average county nursing home payment for those services in the county in which the hospital is located and is limited to the period of time which the agency considers necessary for continued placement of the nursing home residents in the hospital.

(b) Subject to any limitations or directions in the General Appropriations Act, the agency shall establish and implement a state Title XIX Long-Term Care Reimbursement Plan for nursing home care in order to provide care and services in conformance with the applicable state and federal laws, rules, regulations, and quality and safety standards and to ensure that individuals eligible for medical assistance have reasonable geographic access to such care.

1. The agency shall amend the long-term care reimbursement plan and cost reporting system to create direct care and indirect care subcomponents of the patient care component of the per diem rate. These two subcomponents together shall equal the patient care component of the per diem rate. Separate prices shall be calculated for each patient care subcomponent, initially based on the September 2016 rate setting cost reports and subsequently based on the most recently audited cost report used during a rebasing year. The direct care subcomponent of the per diem rate for any providers still being reimbursed on a cost basis shall be limited by the cost-based class ceiling, and the indirect care subcomponent may be limited by the lower of the cost-based class ceiling, the target rate class ceiling, or the individual provider target. The ceilings and targets apply only to providers being reimbursed on a cost-based system. Effective October 1, 2018, a prospective payment methodology shall be implemented for rate setting purposes with the following parameters:

a. Peer Groups, including:

(I) North-SMMC Regions 1-9, less Palm Beach and Okeechobee Counties; and

(II) South-SMMC Regions 10-11, plus Palm Beach and Okeechobee Counties.

b. Percentage of Median Costs based on the cost reports used for September 2016 rate setting:

(I) Direct Care Costs 105 ~~100~~ percent.

(II) Indirect Care Costs 92 percent.

(III) Operating Costs 86 percent.

c. Floors:

(I) Direct Care Component 95 percent.

(II) Indirect Care Component 92.5 percent.

(III) Operating Component None.

d. Pass-through Payments . . . Real Estate and Personal Property Taxes and Property Insurance.

e. Quality Incentive Program Payment Pool . . 7.5 6 percent of September 2016 non-property related payments of included facilities.

f. Quality Score Threshold to Quality for Quality Incentive Payment 20th percentile of included facilities.

g. Fair Rental Value System Payment Parameters:

(I) Building Value per Square Foot based on 2018 RS Means.

(II) Land Valuation 10 percent of Gross Building value.

(III) Facility Square Footage Actual Square Footage.

(IV) Moveable Equipment Allowance \$8,000 per bed.

(V) Obsolescence Factor 1.5 percent.

(VI) Fair Rental Rate of Return 8 percent.

(VII) Minimum Occupancy 90 percent.

(VIII) Maximum Facility Age 40 years.

(IX) Minimum Square Footage per Bed 350.

(X) Maximum Square Footage for Bed 500.

(XI) Minimum Cost of a renovation/replacements . . . \$500 per bed.

h. Ventilator Supplemental payment of \$200 per Medicaid day of 40,000 ventilator Medicaid days per fiscal year.

2. The direct care subcomponent shall include salaries and benefits of direct care staff providing nursing services including registered nurses, licensed practical nurses, and certified nursing assistants who deliver care directly to residents in the nursing home facility, allowable therapy costs, and dietary costs. This excludes nursing administration, staff development, the staffing coordinator, and the administrative portion of the minimum data set and care plan coordinators. The direct care subcomponent also includes medically necessary dental care, vision care, hearing care, and podiatric care.

3. All other patient care costs shall be included in the indirect care cost subcomponent of the patient care per diem rate, including complex medical equipment, medical supplies, and other allowable ancillary costs. Costs may not be allocated directly or indirectly to the direct care subcomponent from a home office or management company.

4. On July 1 of each year, the agency shall report to the Legislature direct and indirect care costs, including average direct and indirect care costs per resident per facility and direct care and indirect care salaries and benefits per category of staff member per facility.

5. Every fourth year, the agency shall rebase nursing home prospective payment rates to reflect changes in cost based on the most recently audited cost report for each participating provider.

6. A direct care supplemental payment may be made to providers whose direct care hours per patient day are above the 80th percentile and who provide Medicaid services to a larger percentage of Medicaid patients than the state average.

7. For the period beginning on October 1, 2018, and ending on September 30, 2021, the agency shall reimburse providers the greater of their September 2016 cost-based rate or their prospective payment rate. Effective October 1, 2021, the agency shall reimburse providers the greater of 95 percent of their cost-based rate or their rebased prospective payment rate, using the most recently audited cost report for each facility. This subparagraph shall expire September 30, 2023.

8. Pediatric, Florida Department of Veterans Affairs, and government-owned facilities are exempt from the pricing model established in this subsection and shall remain on a cost-based prospective payment system. Effective October 1, 2018, the agency shall set rates for all

facilities remaining on a cost-based prospective payment system using each facility's most recently audited cost report, eliminating retroactive settlements.

It is the intent of the Legislature that the reimbursement plan achieve the goal of providing access to health care for nursing home residents who require large amounts of care while encouraging diversion services as an alternative to nursing home care for residents who can be served within the community. The agency shall base the establishment of any maximum rate of payment, whether overall or component, on the available moneys as provided for in the General Appropriations Act. The agency may base the maximum rate of payment on the results of scientifically valid analysis and conclusions derived from objective statistical data pertinent to the particular maximum rate of payment.

Section 12. Effective October 1, 2018, in order to implement Specific Appropriations 217 and 218 of the 2018-2019 General Appropriations Act, subsection (23) of section 409.908, Florida Statutes, is amended to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(23)(a) The agency shall establish rates at a level that ensures no increase in statewide expenditures resulting from a change in unit costs for county health departments effective July 1, 2011. Reimbursement rates shall be as provided in the General Appropriations Act.

(b)1. Base rate reimbursement for inpatient services under a diagnosis-related group payment methodology shall be provided in the General Appropriations Act.

2.(e) Base rate reimbursement for outpatient services under an enhanced ambulatory payment group methodology shall be provided in the General Appropriations Act.

3. Prospective payment system reimbursement for nursing home services shall be as provided in subsection (2) and in the General Appropriations Act

~~(d) This subsection applies to the following provider types:~~

~~1. Nursing homes.~~

~~2. County health departments.~~

~~(e) The agency shall apply the effect of this subsection to the reimbursement rates for nursing home diversion programs.~~

Section 13. The amendments made by this act to ss. 409.908(2) and (23), Florida Statutes, expire July 1, 2019, and the text of those subsections shall revert to that in existence on October 1, 2018, not including any amendments made by this act, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 14. *Effective upon this act becoming a law, in order to implement Specific Appropriations 199, 203, 204, 206, 208, and 217 of the 2018-2019 General Appropriations Act, the Agency for Health Care Administration shall seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility from 90 days to 30 days in a manner that ensures that the modification becomes effective on July 1, 2018.*

Section 15. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsections (2) and (10) of section 409.911, Florida Statutes, are amended to read:

409.911 Disproportionate share program.—Subject to specific allocations established within the General Appropriations Act and any limitations established pursuant to chapter 216, the agency shall distribute, pursuant to this section, moneys to hospitals providing a disproportionate share of Medicaid or charity care services by making quarterly Medicaid payments as required. Notwithstanding the provisions of s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients.

(2) The Agency for Health Care Administration shall use the following actual audited data to determine the Medicaid days and charity care to be used in calculating the disproportionate share payment:

(a) The average of the 2010, 2011, and 2012 ~~2009, 2010, and 2011~~ audited disproportionate share data to determine each hospital's Medicaid days and charity care for the 2018-2019 ~~2017-2018~~ state fiscal year.

(b) If the Agency for Health Care Administration does not have the prescribed 3 years of audited disproportionate share data as noted in paragraph (a) for a hospital, the agency shall use the average of the years of the audited disproportionate share data as noted in paragraph (a) which is available.

(c) In accordance with s. 1923(b) of the Social Security Act, a hospital with a Medicaid inpatient utilization rate greater than one standard deviation above the statewide mean or a hospital with a low-income utilization rate of 25 percent or greater shall qualify for reimbursement.

(10) Notwithstanding any provision of this section to the contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, the agency shall distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services as provided in the 2018-2019 ~~2017-2018~~ General Appropriations Act. This subsection expires July 1, 2019 ~~2018~~.

Section 16. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsection (3) of section 409.9113, Florida Statutes, is amended to read:

409.9113 Disproportionate share program for teaching hospitals.—In addition to the payments made under s. 409.911, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, for their increased costs associated with medical education programs and for tertiary health care services provided to the indigent. This system of payments must conform to federal requirements and distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals serving a disproportionate share of low-income patients. The agency shall distribute the moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals, as defined in s. 395.805, pursuant to this section. The funds provided for statutorily defined teaching hospitals shall be distributed as provided in the General Appropriations Act. The funds provided for family practice teaching hospitals shall be distributed equally among family practice teaching hospitals.

(3) Notwithstanding any provision of this section to the contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, the agency shall make disproportionate share payments to teaching hospitals, as defined in s. 408.07, as provided in the 2018-2019 ~~2017-2018~~ General Appropriations Act. This subsection expires July 1, 2019 ~~2018~~.

Section 17. In order to implement Specific Appropriation 200 of the 2018-2019 General Appropriations Act, subsection (4) of section 409.9119, Florida Statutes, is amended to read:

409.9119 Disproportionate share program for specialty hospitals for children.—In addition to the payments made under s. 409.911, the Agency for Health Care Administration shall develop and implement a system under which disproportionate share payments are made to those hospitals that are separately licensed by the state as specialty hospitals for children, have a federal Centers for Medicare and Medicaid Services certification number in the 3300-3399 range, have Medicaid days that exceed 55 percent of their total days and Medicare days that are less than 5 percent of their total days, and were licensed on January 1, 2013, as specialty hospitals for children. This system of payments must conform to federal requirements and must distribute funds in each fiscal year for which an appropriation is made by making quarterly Medicaid payments. Notwithstanding s. 409.915, counties are exempt from contributing toward the cost of this special reimbursement for hospitals that serve a disproportionate share of low-income patients. The agency may make disproportionate share payments to specialty hospitals for children as provided for in the General Appropriations Act.

(4) Notwithstanding any provision of this section to the contrary, for the 2018-2019 ~~2017-2018~~ state fiscal year, for hospitals achieving full compliance under subsection (3), the agency shall make disproportionate share payments to specialty hospitals for children as provided in the 2018-2019 ~~2017-2018~~ General Appropriations Act. This subsection expires July 1, 2019 ~~2018~~.

Section 18. In order to implement Specific Appropriations 583 through 692 and 711 through 745 of the 2018-2019 General Appropriations Act, subsection (4) of section 216.262, Florida Statutes, is amended to read:

216.262 Authorized positions.—

(4) Notwithstanding the provisions of this chapter relating to increasing the number of authorized positions, and for the 2018-2019 ~~2017-2018~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the December 20, 2017 ~~February 23, 2017~~, Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to this subsection are subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, 2019 ~~2018~~.

Section 19. In order to implement Specific Appropriations 3127 through 3194 of the 2018-2019 General Appropriations Act, subsection (2) of section 215.18, Florida Statutes, is amended to read:

215.18 Transfers between funds; limitation.—

(2) The Chief Justice of the Supreme Court may receive one or more trust fund loans to ensure that the state court system has funds sufficient to meet its appropriations in the 2018-2019 ~~2017-2018~~ General Appropriations Act. If the Chief Justice accesses the loan, he or she must notify the Governor and the chairs of the legislative appropriations committees in writing. The loan must come from other funds in the State Treasury which are for the time being or otherwise in excess of the amounts necessary to meet the just requirements of such last-mentioned funds. The Governor shall order the transfer of funds within 5 days after the written notification from the Chief Justice. If the Governor does not order the transfer, the Chief Financial Officer shall transfer the requested funds. The loan of funds from which any money is temporarily transferred must be repaid by the end of the 2018-2019 ~~2017-2018~~ fiscal year. This subsection expires July 1, 2019 ~~2018~~.

Section 20. *In order to implement Specific Appropriation 716 of the 2018-2019 General Appropriations Act, and notwithstanding s. 216.292, Florida Statutes, the Department of Corrections is authorized to submit budget amendments to transfer funds from categories within the department other than fixed capital outlay categories into the Inmate Health Services category in order to continue the current level of care in the provision of health services. Such transfers are subject to the notice, review, and objection procedures of s. 216.177, Florida Statutes. This section expires July 1, 2019.*

Section 21. (1) *In order to implement Specific Appropriations 1104 through 1114 of the 2018-2019 General Appropriations Act, the Department of Juvenile Justice must review county juvenile detention payments to ensure that counties fulfill their financial responsibilities required in s. 985.6865, Florida Statutes. If the Department of Juvenile Justice determines that a county has not met its obligations, the department must direct the Department of Revenue to deduct the amount owed to the Department of Juvenile Justice from the funds provided to the county under s. 218.23, Florida Statutes. The Department of Revenue shall transfer the funds withheld to the Shared County/State Juvenile Detention Trust Fund.*

(2) *As an assurance to holders of bonds issued by counties before July 1, 2018, for which distributions made pursuant to s. 218.23, Florida Statutes, are pledged, or bonds issued to refund such bonds which mature no later than the bonds they refunded and which result in a reduction of debt service payable in each fiscal year, the amount available for distribution to a county shall remain as provided by law and continue to be subject to any lien or claim on behalf of the bondholders. The Department of Revenue must ensure, based on information provided by an affected county, that any reduction in amounts distributed pursuant to subsection (1) does not reduce the amount of distribution to a county below the amount necessary for the timely payment of principal and interest when due on the bonds and the amount necessary to comply with any covenant under the bond resolution or other documents relating to the issuance of the bonds. If a reduction to a county's monthly distribution must be decreased in order to comply with this subsection, the Department of Revenue must notify the Department of Juvenile Justice of the amount of the decrease, and the Department of Juvenile Justice must send a bill for payment of such amount to the affected county.*

(3) *This section expires July 1, 2019.*

Section 22. *In order to implement Specific Appropriations 1104 through 1114 of the 2018-2019 General Appropriations Act, the Department of Juvenile Justice may not provide, make, pay, or deduct, and a nonfiscally constrained county may not apply, deduct, or receive any reimbursement or any credit for any previous overpayment of juvenile detention care costs related to or for any previous state fiscal year, against the juvenile detention care costs due from the nonfiscally constrained county in the 2018-2019 fiscal year pursuant to s. 985.686, Florida Statutes, or any other law. This section expires July 1, 2019.*

Section 23. *In order to implement Specific Appropriation 772 of the 2018-2019 General Appropriations Act, subsection (13) of section 27.5304, Florida Statutes, is amended to read:*

27.5304 Private court-appointed counsel; compensation; notice.—

(13) *Notwithstanding the limitation set forth in subsection (5) and for the 2018-2019 ~~2017-2018~~ fiscal year only, the compensation for representation in a criminal proceeding may not exceed the following:*

(a) *For misdemeanors and juveniles represented at the trial level: \$1,000.*

(b) *For noncapital, nonlife felonies represented at the trial level: \$15,000.*

(c) *For life felonies represented at the trial level: \$15,000.*

(d) *For capital cases represented at the trial level: \$25,000. For purposes of this paragraph, a "capital case" is any offense for which the potential sentence is death and the state has not waived seeking the death penalty.*

(e) *For representation on appeal: \$9,000.*

⊕ *This subsection expires July 1, 2019 ~~2018~~.*

Section 24. *In order to implement Specific Appropriation 732 of the 2018-2019 General Appropriations Act, paragraph (b) of subsection (7) of section 1011.80, Florida Statutes, is amended to read:*

1011.80 Funds for operation of workforce education programs.—

(7)

(b) *State funds provided for the operation of postsecondary workforce programs may not be expended for the education of state or federal inmates, except to the extent that such funds are specifically appropriated for such purpose in the 2018-2019 General Appropriations Act.*

Section 25. *In order to implement Specific Appropriation 3129 of the 2018-2019 General Appropriations Act, and notwithstanding s. 112.061(4), Florida Statutes:*

(1)(a) *A Supreme Court justice who permanently resides outside Leon County may, if he or she so requests, have a district court of appeal courthouse, a county courthouse, or other appropriate facility in his or her district of residence designated as his or her official headquarters for purposes of s. 112.061, Florida Statutes. This official headquarters may serve only as the justice's private chambers.*

(b) *A justice for whom an official headquarters is designated in his or her district of residence under this subsection is eligible for subsistence at a rate to be established by the Chief Justice for each day or partial day that the justice is at the headquarters of the Supreme Court to conduct court business. In addition to the subsistence allowance, a justice is eligible for reimbursement for transportation expenses as provided in s. 112.061(7), Florida Statutes, for travel between the justice's official headquarters and the headquarters of the Supreme Court to conduct court business.*

(c) *Payment of subsistence and reimbursement for transportation expenses relating to travel between a justice's official headquarters and the headquarters of the Supreme Court shall be made to the extent appropriated funds are available, as determined by the Chief Justice.*

(2) *The Chief Justice shall coordinate with each affected justice and other state and local officials as necessary to implement paragraph (1)(a).*

(3)(a) *This section does not require a county to provide space in a county courthouse for a justice. A county may enter into an agreement with the Supreme Court governing the use of space in a county courthouse.*

(b) *The Supreme Court may not use state funds to lease space in a district court of appeal courthouse, a county courthouse, or another facility to allow a justice to establish an official headquarters pursuant to subsection (1).*

(4) *This section expires July 1, 2019.*

Section 26. *In order to implement appropriations used to pay existing lease contracts for private lease space in excess of 2,000 square feet in the 2018-2019 General Appropriations Act, the Department of Management Services, with the cooperation of the agencies having the existing lease contracts for office or storage space, shall use tenant broker services to renegotiate or repurchase all private lease agreements for office or storage space expiring between July 1, 2019, and June 30, 2021, in order to reduce costs in future years. The department shall incorporate this initiative into its 2018 master leasing report required under s. 255.249(7), Florida Statutes, and may use tenant broker services to explore the possibilities of collocating office or storage space, to review the space needs of each agency, and to review the length and terms of potential renewals or renegotiations. The department shall provide a report to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1, 2018, which lists each lease contract for private office or storage space, the status of renegotiations, and the savings achieved. This section expires July 1, 2019.*

Section 27. *In order to implement Specific Appropriations 2758 through 2770 of the 2018-2019 General Appropriations Act, and notwithstanding rule 60A-1.031, Florida Administrative Code, the transaction fee collected for use of the online procurement system, authorized in ss. 287.042(1)(h)1. and 287.057(22)(c), Florida Statutes, is seven-*

tenths of 1 percent for the 2018-2019 fiscal year only. This section expires July 1, 2019.

Section 28. In order to implement appropriations authorized in the 2018-2019 General Appropriations Act for data center services, and notwithstanding s. 216.292(2)(a), Florida Statutes, an agency may not transfer funds from a data processing category to a category other than another data processing category. This section expires July 1, 2019.

Section 29. In order to implement the appropriation of funds in the appropriation category "Data Processing Assessment-Agency for State Technology" in the 2018-2019 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted based on the estimated billing cycle and methodology used by the Agency for State Technology for data processing services provided. This section expires July 1, 2019.

Section 30. In order to implement the appropriation of funds in the appropriation category "Special Categories-Risk Management Insurance" in the 2018-2019 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the premiums paid by each department for risk management insurance. This section expires July 1, 2019.

Section 31. In order to implement the appropriation of funds in the appropriation category "Special Categories-Transfer to Department of Management Services-Human Resources Services Purchased per Statewide Contract" in the 2018-2019 General Appropriations Act, and pursuant to the notice, review, and objection procedures of s. 216.177, Florida Statutes, the Executive Office of the Governor may transfer funds appropriated in that category between departments in order to align the budget authority granted with the assessments that must be paid by each agency to the Department of Management Services for human resource management services. This section expires July 1, 2019.

Section 32. In order to implement Specific Appropriation 2333 of the 2018-2019 General Appropriations Act:

(1) The Department of Financial Services shall replace the four main components of the Florida Accounting Information Resource Subsystem (FLAIR), which include central FLAIR, departmental FLAIR, payroll, and information warehouse, and shall replace the cash management and accounting management components of the Cash Management Subsystem (CMS) with an integrated enterprise system that allows the state to organize, define, and standardize its financial management business processes and that complies with ss. 215.90-215.96, Florida Statutes. The department may not include in the replacement of FLAIR and CMS:

(a) Functionality that duplicates any of the other information subsystems of the Florida Financial Management Information System; or

(b) Agency business processes related to any of the functions included in the Personnel Information System, the Purchasing Subsystem, or the Legislative Appropriations System/Planning and Budgeting Subsystem.

(2) For purposes of replacing FLAIR and CMS, the Department of Financial Services shall:

(a) Take into consideration the cost and implementation data identified for Option 3 as recommended in the March 31, 2014, Florida Department of Financial Services FLAIR Study, version 031.

(b) Ensure that all business requirements and technical specifications have been provided to all state agencies for their review and input and approved by the executive steering committee established in paragraph (c).

(c) Implement a project governance structure that includes an executive steering committee composed of:

1. The Chief Financial Officer or the executive sponsor of the project.

2. A representative of the Division of Treasury of the Department of Financial Services, appointed by the Chief Financial Officer.

3. A representative of the Division of Information Systems of the Department of Financial Services, appointed by the Chief Financial Officer.

4. Four employees from the Division of Accounting and Auditing of the Department of Financial Services, appointed by the Chief Financial Officer. Each employee must have experience relating to at least one of the four main components that comprise FLAIR.

5. Two employees from the Executive Office of the Governor, appointed by the Governor. One employee must have experience relating to the Legislative Appropriations System/Planning and Budgeting Subsystem.

6. One employee from the Department of Revenue, appointed by the executive director, who has experience relating to the department's SUNTAX system.

7. Two employees from the Department of Management Services, appointed by the Secretary of Management Services. One employee must have experience relating to the department's personnel information subsystem, and one employee must have experience relating to the department's purchasing subsystem.

8. Three state agency administrative services directors, appointed by the Governor. One director must represent a regulatory and licensing state agency, and one director must represent a health care-related state agency.

(3) The Chief Financial Officer or the executive sponsor of the project shall serve as chair of the executive steering committee, and the committee shall take action by a vote of at least eight affirmative votes with the Chief Financial Officer or the executive sponsor of the project voting on the prevailing side. A quorum of the executive steering committee consists of at least 10 members.

(4) The executive steering committee has the overall responsibility for ensuring that the project to replace FLAIR and CMS meets its primary business objectives and shall:

(a) Identify and recommend to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives any statutory changes needed to implement the replacement subsystem that will standardize, to the fullest extent possible, the state's financial management business processes.

(b) Review and approve any changes to the project's scope, schedule, and budget which do not conflict with the requirements of subsection (1).

(c) Ensure that adequate resources are provided throughout all phases of the project.

(d) Approve all major project deliverables.

(e) Approve all solicitation-related documents associated with the replacement of FLAIR and CMS.

(5) This section expires July 1, 2019.

Section 33. In order to implement Specific Appropriation 2908 of the 2018-2019 General Appropriations Act, paragraph (b) of subsection (11) of section 282.0051, Florida Statutes, is amended to read:

282.0051 Agency for State Technology; powers, duties, and functions.—The Agency for State Technology shall have the following powers, duties, and functions:

(11) Provide operational management and oversight of the state data center established pursuant to s. 282.201, which includes:

(b) Procuring budget support and customer billing services from the department to develop and implement ~~Developing and implementing~~ cost-recovery mechanisms that recover the full direct and indirect cost of services through charges to applicable customer entities. Such cost-recovery mechanisms must comply with applicable state and federal regulations concerning distribution and use of funds and must ensure

that, for any fiscal year, no service or customer entity subsidizes another service or customer entity.

Section 34. *The amendment made by this act to s. 282.0051(1)(b), Florida Statutes, expires July 1, 2019, and the text of that paragraph shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 35. In order to implement Specific Appropriations 1591, 1592, and 1593 of the 2018-2019 General Appropriations Act, paragraph (d) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(d) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2018-2019 ~~2017-2018~~ fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects, including additional fixed capital outlay projects, using funds provided to the state from the Gulf Environmental Benefit Fund administered by the National Fish and Wildlife Foundation; funds provided to the state from the Gulf Coast Restoration Trust Fund related to the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act); or funds provided by the British Petroleum Corporation (BP) for natural resource damage assessment restoration projects. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2019 ~~2018~~.

The provisions of this subsection are subject to the notice and objection procedures set forth in s. 216.177.

Section 36. In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2018-2019 General Appropriations Act, subsection (3) of section 215.18, Florida Statutes, is amended to read:

215.18 Transfers between funds; limitation.—

(3) Notwithstanding subsection (1) and only with respect to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, whenever there is a deficiency in a land acquisition trust fund which would render that trust fund temporarily insufficient to meet its just requirements, including the timely payment of appropriations from that trust fund, and other trust funds in the State Treasury have moneys that are for the time being or otherwise in excess of the amounts necessary to meet the just requirements, including appropriated obligations, of those other trust funds, the Governor may order a temporary transfer of moneys from one or more of the other trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission. Any action proposed pursuant to this subsection is subject to the notice, review, and objection procedures of s. 216.177, and the Governor shall provide notice of such action at least 7 days before the effective date of the transfer of trust funds, except that during July 2018 ~~2017~~, notice of such action shall be provided at least 3 days before the effective date of a transfer unless such 3-day notice is waived by the chair and vice-chair of the Legislative Budget Commission. Any transfer of trust funds to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission must be repaid to the

trust funds from which the moneys were loaned by the end of the 2018-2019 ~~2017-2018~~ fiscal year. The Legislature has determined that the repayment of the other trust fund moneys temporarily loaned to a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission pursuant to this subsection is an allowable use of the moneys in a land acquisition trust fund because the moneys from other trust funds temporarily loaned to a land acquisition trust fund shall be expended solely and exclusively in accordance with s. 28, Art. X of the State Constitution. This subsection expires July 1, 2019 ~~2018~~.

Section 37. In order to implement Section 63 of the 2018-2019 General Appropriations Act, paragraph (b) of subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

(3) Funds distributed into the Land Acquisition Trust Fund pursuant to s. 201.15 shall be applied:

(b) Of the funds remaining after the payments required under paragraph (a), but before funds may be appropriated, pledged, or dedicated for other uses:

1. A minimum of the lesser of 25 percent or \$200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595. From these funds, \$32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the \$32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or \$100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project, the Everglades Agricultural Area Storage Reservoir Project, the Lake Okeechobee Watershed Project, the C-43 West Basin Storage Reservoir Project, the Indian River Lagoon-South Project, the Western Everglades Restoration Project, and the Picayune Strand Restoration Project. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

2. A minimum of the lesser of 7.6 percent or \$50 million shall be appropriated annually for spring restoration, protection, and management projects. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

3. The sum of \$5 million shall be appropriated annually each fiscal year through the 2025-2026 fiscal year to the St. Johns River Water Management District for projects dedicated to the restoration of Lake Apopka. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth in this subparagraph.

4. The sum of \$64 million is appropriated and shall be transferred to the Everglades Trust Fund for the 2018-2019 fiscal year, and each fiscal year thereafter, for the EAA reservoir project pursuant to s. 373.4598.

Any funds remaining in any fiscal year shall be made available only for Phase II of the C-51 reservoir project or projects identified in subparagraph 1. and must be used in accordance with laws relating to such projects. Any funds made available for such purposes in a fiscal year are in addition to the amount appropriated under subparagraph 1. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2017, for the purposes set forth in this subparagraph.

5. Notwithstanding subparagraph 3., for the 2018-2019 ~~2017-2018~~ fiscal year, funds shall be appropriated as provided in the General Appropriations Act. This subparagraph expires July 1, 2019 ~~2018~~.

Section 38. In order to implement Specific Appropriation 1581 of the 2018-2019 General Appropriations Act, and notwithstanding the expiration date contained in section 39 of chapter 2017-71, Laws of Florida, paragraph (a) of subsection (6) of section 373.470, Florida Statutes, is reenacted to read:

373.470 Everglades restoration.—

(6) DISTRIBUTIONS FROM SAVE OUR EVERGLADES TRUST FUND.—

(a) Except as provided in paragraphs (d) and (e) and for funds appropriated for debt service, the department shall distribute funds in the Save Our Everglades Trust Fund to the district in accordance with a legislative appropriation and s. 373.026(8)(b). Distribution of funds to the district from the Save Our Everglades Trust Fund or the Land Acquisition Trust Fund shall be equally matched by the cumulative contributions from the district by fiscal year 2019-2020 by providing funding or credits toward project components. The dollar value of in-kind project design and construction work by the district in furtherance of the comprehensive plan and existing interest in public lands needed for a project component are credits towards the district's contributions.

Section 39. *The amendment to s. 373.470(6)(a), Florida Statutes, as carried forward by this act from chapter 2017-71, Laws of Florida, expires July 1, 2019, and the text of that paragraph shall revert to that in existence on June 30, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 40. In order to implement Specific Appropriation 1719 of the 2018-2019 General Appropriations Act, paragraph (e) of subsection (11) of section 216.181, Florida Statutes, is amended to read:

216.181 Approved budgets for operations and fixed capital outlay.—

(11)

(e) Notwithstanding paragraph (b) and paragraph (2)(b), and for the 2018-2019 ~~2017-2018~~ fiscal year only, the Legislative Budget Commission may increase the amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using funds provided to the state from the environmental mitigation trust administered by a trustee designated by the United States District Court for the Northern District of California for eligible mitigation actions and mitigation action expenditures described in the partial consent decree entered into between the United States of America and Volkswagen relating to violations of the Clean Air Act. Concurrent with submission of an amendment to the Legislative Budget Commission pursuant to this paragraph, any project that carries a continuing commitment for future appropriations by the Legislature must be specifically identified, together with the projected amount of the future commitment associated with the project and the fiscal years in which the commitment is expected to commence. This paragraph expires July 1, 2019 ~~2018~~.

The provisions of this subsection are subject to the notice and objection procedures set forth in s. 216.177.

Section 41. (1) *In order to implement specific appropriations from the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, and the Fish and Wildlife Conservation Commission, which are contained in the 2018-2019 General Appropriations Act, the Department of Environmental Protection shall transfer revenues from the Land Acquisition Trust Fund within the department to the land*

acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, as provided in this section. As used in this section, the term "department" means the Department of Environmental Protection.

(2) *After subtracting any required debt service payments, the proportionate share of revenues to be transferred to each land acquisition trust fund shall be calculated by dividing the appropriations from each of the land acquisition trust funds for the fiscal year by the total appropriations from the Land Acquisition Trust Fund within the department and the land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission for the fiscal year. The department shall transfer the proportionate share of the revenues in the Land Acquisition Trust Fund within the department on a monthly basis to the appropriate land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission and shall retain its proportionate share of the revenues in the Land Acquisition Trust Fund within the department. Total distributions to a land acquisition trust fund within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission may not exceed the total appropriations from such trust fund for the fiscal year.*

(3) *In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2017-70, Laws of Florida, to the department's Land Acquisition Trust Fund and the other land acquisition trust funds, and the amounts actually transferred between those trust funds during the 2017-2018 fiscal year.*

(4) *The department may advance funds from the beginning unobligated fund balance in the Land Acquisition Trust Fund to the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission needed for cash flow purposes based on a detailed expenditure plan. The department shall prorate amounts transferred quarterly to the Fish and Wildlife Conservation Commission to recoup the amount of funds advanced by June 30, 2019.*

(5) *This section expires July 1, 2019.*

Section 42. *In order to implement Specific Appropriations 1393A, 1393B, 1549, 1549A, 1549B, 1550A, 1681A, 1681B, 1686A, and 1802A of the 2018-2019 General Appropriations Act, the Department of Environmental Protection shall distribute any moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund using the distribution formula specified in s. 259.105(3), Florida Statutes. This section expires July 1, 2019.*

Section 43. In order to implement Specific Appropriation 1686A of the 2018-2019 General Appropriations Act, subsection (5) is added to section 375.075, Florida Statutes, to read:

375.075 Outdoor recreation; financial assistance to local governments.—

(5)(a) *For the 2018-2019 fiscal year:*

1. *Notwithstanding any other provision of this section, \$4 million of funds for projects must be used exclusively for projects that provide recreational enhancements and opportunities for children. The department shall conduct a separate grant application process exclusively for such projects. The department shall establish the schedule for the grant application process for projects that provide publicly available recreational enhancements and opportunities for children and shall award the grants for such projects by December 31, 2018, and each year thereafter.*

2. *Notwithstanding subsection (3), a local government may submit up to three grant applications for projects if at least one of those projects provides recreational enhancements and opportunities for children. The maximum project grant for each project application that provides recreational enhancements and opportunities for children may not exceed*

\$250,000 in state funds, which the local government must match on a dollar-for-dollar basis.

(b) The selection criteria used by the department for grant applications submitted pursuant to this subsection must give priority to projects geared toward children under the age of 12, but which also provide educational opportunities and have established safety standards. The department shall give the highest priority to those project applications that further demonstrate they will serve the needs of children with unique abilities and will be accessible and usable to those with physical and developmental disabilities. All projects must be required to have playground equipment and lighting that is adequate for evening use.

(c) The playground equipment should be designed in a manner to serve children under the age of 12 with unique abilities, including those with physical and developmental disabilities. The criteria must also establish a minimum lot size for such project.

(d) This subsection expires July 1, 2019.

Section 44. In order to implement Specific Appropriation 1660 of the 2018-2019 General Appropriations Act, paragraph (r) is added to subsection (4) of section 376.3071, Florida Statutes, to read:

376.3071 Inland Protection Trust Fund; creation; purposes; funding.—

(4) USES.—Whenever, in its determination, incidents of inland contamination related to the storage of petroleum or petroleum products may pose a threat to the public health, safety, or welfare, water resources, or the environment, the department shall obligate moneys available in the fund to provide for:

(r) Notwithstanding paragraph (j), \$10 million is allocated for the 2018-2019 fiscal year for the payment of the repair or the replacement of, or other preventive measures for, storage tanks, piping, or system components. Such costs may include equipment, preventive measures, excavation, electrical work, site restoration, and maintenance protocols. Owners or operators may submit an application for funding on forms developed by the department.

1. The application must include:

a. An affidavit by a petroleum storage system specialty contractor and supporting documentation demonstrating that the storage tank system may have been damaged or is subject to damage by incompatibility with fuel blended with ethanol or biodiesel;

b. A proposed scope of work and cost; and

c. For proposals to replace tanks or piping, a statement from a certified public accountant which indicates the depreciated value of the equipment. The depreciated value is the maximum allowable replacement cost. Tanks and piping that are 20 years old or older are deemed to have no replacement value.

2. The department must review the application for completeness, accuracy, and reasonableness of costs and scope of work. Upon approval of an application, the department must issue a purchase order to the applicant. The department may not issue a purchase order unless funds remain for the current fiscal year. The purchase order must include a deductible of 25 percent of the total cost. Except for preventative maintenance contracts, the specified work must be substantially completed within 180 days after the date of issuance of the purchase order.

3. Applications shall be funded on a first-come, first-served basis. Except for preventative maintenance contracts, the specified work must be substantially completed within 180 days after the date of issuance of the purchase order. After such time, the purchase order is void. An owner or operator may not cancel a preventative maintenance contract without cause. Following submission of proof to the department that the approved scope of work; or, in the case of preventative maintenance contracts, the first service event is complete; the applicant may request payment. A petroleum storage system owner or operator may not receive more than \$200,000 per fiscal year for any single facility or \$500,000 per fiscal year for all the facilities it owns or operates.

4. Owners or operators who have incurred costs for repair, replacement, or other preventative measures as described in this paragraph

from July 1, 2015, through June 30, 2018, may apply to request payment for such costs from the department using the procedure specified in this paragraph. The department may not disburse payments for approved applications for such work until all purchase orders for previously approved applications submitted after July 1, 2018, have been paid and funds remain available for the fiscal year. Such payment is subject to a deductible of 25 percent of the approved cost.

5. Payment may not be provided for:

a. Any costs for which an application for repair, replacement, or preventative measures is not approved in accordance with this paragraph;

b. Proposal costs or costs related to preparation of the application and required documentation;

c. Costs associated with the services of a certified public accountant;

d. Costs associated with storage tanks, piping, or ancillary equipment that has been previously repaired or replaced with funds that have been paid pursuant to this section;

e. Facilities that are not in compliance with department storage tank rules, until the facility has been brought into compliance with such rules; or

f. Costs associated with damage to petroleum storage systems caused in whole or in part by causes other than the storage of fuels blended with ethanol or biodiesel.

6. This paragraph does not affect the obligations of facility owners or operators or petroleum storage system owners or operators to timely comply with department rules regarding the maintenance, replacement, and repair of petroleum storage systems in order to prevent a release or discharge of pollutants. This paragraph does not prevent the department from issuing a purchase order in accordance with this paragraph based on grounds that work had commenced before the issuance of the purchase order.

7. The department shall ensure that petroleum storage systems approved after July 1, 2018, meet applicable standards for compatibility for ethanol blends, biodiesel blends, and other alternative fuels that are likely to be installed in such systems.

8. This paragraph expires July 1, 2019.

The issuance of a site rehabilitation completion order pursuant to subsection (5) or paragraph (12)(b) for contamination eligible for programs funded by this section does not alter the project's eligibility for state-funded remediation if the department determines that site conditions are not protective of human health under actual or proposed circumstances of exposure under subsection (5). The Inland Protection Trust Fund may be used only to fund the activities in ss. 376.30-376.317 except ss. 376.3078 and 376.3079. Amounts on deposit in the fund in each fiscal year must first be applied or allocated for the payment of amounts payable by the department pursuant to paragraph (n) under a service contract entered into by the department pursuant to s. 376.3075 and appropriated in each year by the department before making or providing for other disbursements from the fund. This subsection does not authorize the use of the fund for cleanup of contamination caused primarily by a discharge of solvents as defined in s. 206.9925(6), or polychlorinated biphenyls when their presence causes them to be hazardous wastes, except solvent contamination which is the result of chemical or physical breakdown of petroleum products and is otherwise eligible. Facilities used primarily for the storage of motor or diesel fuels as defined in ss. 206.01 and 206.86 are not excluded from eligibility pursuant to this section.

Section 45. In order to implement Specific Appropriation 582 of the 2018-2019 General Appropriations Act, section 295.23, Florida Statutes, is amended to read:

295.23 Veterans research and marketing campaign.—

(1) *Florida Is For Veterans, Inc.*, may request the Florida Tourism Industry Marketing Corporation for assistance in the following research and marketing activities ~~shall~~:

(a) ~~Provide input to Florida Is For Veterans, Inc., on~~ Research to identify the target market and the educational and employment needs of those in the target market.

(b) *Development and administration of* ~~Develop and conduct~~ a marketing campaign to encourage retired and recently separated military personnel to remain in the state or to make the state their permanent residence.

(c) *Development of* ~~Develop~~ a process for the dissemination of information to the target market and targeting that information to the interests and needs of veterans of all ages to facilitate veterans' knowledge of and access to benefits.

~~(2) The Florida Tourism Industry Marketing Corporation shall seek advice from Florida Is For Veterans, Inc., on the scope, process, and focus of the marketing campaign. Input must be received before invitations to bid, requests for proposals, or invitations to negotiate for contracted services are advertised. Florida Is For Veterans, Inc., shall be kept informed at each stage of the marketing campaign and may provide recommendations to the Florida Tourism Industry Marketing Corporation to ensure that the effort effectively reaches veterans.~~

~~(2)(2) For the purposes of this section, Florida Is For Veterans, Inc., the Florida Tourism Industry Marketing Corporation shall expend the amount appropriated in the General Appropriations Act \$1 million annually on marketing the state to veterans as a permanent home and on information dissemination to improve veterans' knowledge of and access to benefits through a combination of existing funds appropriated to the Florida Tourism Industry Marketing Corporation by the Legislature and private funds.~~

Section 46. In order to implement Specific Appropriation 582 of the 2018-2019 General Appropriations Act, paragraphs (a) and (b) of subsection (3) of section 295.21, Florida Statutes, are amended to read:

295.21 Florida Is For Veterans, Inc.—

(3) DUTIES.—The corporation shall:

(a) Conduct research to identify the target market and the educational and employment needs of those in the target market. The corporation shall contract with at least one entity pursuant to the competitive bidding requirements in s. 287.057 and the provisions of s. 295.187 to perform the research. Such entity must have experience conducting market research on the veteran demographic. The corporation ~~may shall~~ seek input from the Florida Tourism Industry Marketing Corporation on the scope, process, and focus of such research.

(b) *Develop and implement a marketing campaign for* ~~Advise the Florida Tourism Industry Marketing Corporation, pursuant to s. 295.23, on:~~

1. the target market as identified in paragraph (a). *The*

~~2. Development and implementation of a marketing campaign must to encourage members of the target market to remain in the state or to make the state their permanent residence. The corporation must establish~~

~~3. methods for disseminating information to the target market that relates to the interests and needs of veterans of all ages and facilitates veterans' knowledge of and access to benefits. The corporation may request assistance from the Florida Tourism Industry Marketing Corporation pursuant to s. 295.23.~~

Section 47. *The amendments made by this act to ss. 295.21 and 295.23, Florida Statutes, expire July 1, 2019, and the text of those sections shall revert to that in existence on June 30, 2018, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 48. In order to implement Specific Appropriation 1855 of the 2018-2019 General Appropriations Act, subsection (30) of section 427.013, Florida Statutes, is amended to read:

427.013 The Commission for the Transportation Disadvantaged; purpose and responsibilities.—The purpose of the commission is to accomplish the coordination of transportation services provided to the transportation disadvantaged. The goal of this coordination is to assure the cost-effective provision of transportation by qualified community transportation coordinators or transportation operators for the transportation disadvantaged without any bias or presumption in favor of multioperator systems or not-for-profit transportation operators over single operator systems or for-profit transportation operators. In carrying out this purpose, the commission shall:

(30) For the 2018-2019 ~~2017-2018~~ fiscal year and notwithstanding any other provision of this section:

(a) Allocate, from funds provided in the General Appropriations Act, to community transportation coordinators who *operate in counties that are not direct recipients of* ~~do not receive~~ Urbanized Area Formula funds pursuant to 49 U.S.C. s. 5307 to provide transportation services for persons with disabilities, older adults, and low-income persons so they may access health care, employment, education, and other life-sustaining activities. Funds allocated for this purpose shall be distributed among community transportation coordinators based upon the Transportation Disadvantaged Trip and Equipment allocation methodology established by the commission.

(b) Award, from funds provided in the General Appropriations Act, competitive grants to community transportation coordinators to support transportation projects to:

1. Enhance access to health care, shopping, education, employment, public services, and recreation;
2. Assist in the development, improvement, and use of transportation systems in nonurbanized areas;
3. Promote the efficient coordination of services;
4. Support inner-city bus transportation; and
5. Encourage private transportation providers to participate.

(c) This subsection expires July 1, 2019 ~~2018~~.

Section 49. In order to implement Specific Appropriation 2296 of the 2018-2019 General Appropriations Act, subsections (3) and (5) of section 321.04, Florida Statutes, are amended to read:

321.04 Personnel of the highway patrol; rank classifications; probationary status of new patrol officers; subsistence; special assignments.—

(3)(a) The Department of Highway Safety and Motor Vehicles shall assign one patrol officer to the office of the Governor; said patrol officer so assigned shall be selected by the Governor and shall have rank and pay not less than that of a lieutenant of the Florida Highway Patrol, and said patrol officer so assigned shall be paid by said department from the appropriation made to said department; said patrol officer shall have and receive all other benefits provided for in this chapter or any other statute now in existence or hereinafter enacted.

(b) For the 2018-2019 ~~2017-2018~~ fiscal year only, the patrol officer shall be assigned to the Lieutenant Governor. This paragraph expires July 1, 2019 ~~2018~~.

(5) For the 2018-2019 ~~2017-2018~~ fiscal year only, the assignment of a patrol officer by the department shall include a Cabinet member specified in s. 4, Art. IV of the State Constitution if deemed appropriate by the department or in response to a threat and upon written request of such Cabinet member. This subsection expires July 1, 2019 ~~2018~~.

Section 50. In order to implement Specific Appropriations 1856 through 1869, 1875 through 1878, 1891 through 1910, and 1948 through 1959 of the 2018-2019 General Appropriations Act, paragraphs (d), (e), and (f) of subsection (5) of section 339.135, Florida Statutes, are amended to read:

339.135 Work program; legislative budget request; definitions; preparation, adoption, execution, and amendment.—

(5) ADOPTION OF THE WORK PROGRAM.—

(d) It is the intent of the Legislature that the department maintain fiscal solvency and make prudent use of all available fiscal resources to minimize any project, or a phase thereof, from being deferred within the work program. It is further the intent of the Legislature that the department, to the maximum extent feasible, reduce financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV to add projects to the *2018-2019 2017-2018* work program which are identified by a specific appropriation in the *2018-2019 2017-2018* General Appropriations Act. This paragraph expires July 1, *2019 2018*.

(e) For the *2018-2019 2017-2018* fiscal year only, the department is authorized to realign budget authority among appropriation categories to support the implementation of the *2018-2019 2017-2018* General Appropriations Act. The notice, review, and objection procedures under s. 216.177 apply only when projects, or a phase thereof, are not deferred or deleted from the work program. The request to realign budget authority among work program categories must be supported by documented production and financial goals within the parameters of finance, available cash, and total authorized budget. This paragraph expires July 1, *2019 2018*.

(f) For the *2018-2019 2017-2018* fiscal year only, if the department submits a work program amendment to realign work program categories to the *2018-2019 2017-2018* General Appropriations Act that defers or deletes any project, or a phase thereof, the work program amendment is subject to approval by the Legislative Budget Commission. The department shall provide to the Legislative Budget Commission the documents specified in subparagraphs 1.-8. when submitting the department's work program amendment to request approval to realign the work program appropriation categories to the *2018-2019 2017-2018* General Appropriations Act. In addition, any work program amendment submitted to the Legislative Budget Commission which results in a reduced project commitment level for the *2018-2019 2017-2018* fiscal year must include the following documents:

1. A proposed finance plan, as balanced to the requested work program amendment to realign the work program categories to the *2018-2019 2017-2018* General Appropriations Act, or any other amendments that reduce work program commitments;
2. A proposed cash forecast, as balanced to the requested work program amendment to realign the work program categories to the *2018-2019 2017-2018* General Appropriations Act, or any other amendments that reduce work program commitments;
3. An adopted finance plan, as of July 1, *2018 2017*;
4. An adopted cash forecast, as of July 1, *2018 2017*;
5. A complete list of projects, or phases thereof, deferred or deleted from the impact of the projects identified by a specific appropriation in the *2018-2019 2017-2018* General Appropriations Act for the *2018-2019 2017-2018* through *2022-2023 2021-2022* work program;
6. The department's methodology for identifying projects, or phases thereof, for deferral or deletion for the *2018-2019 2017-2018* through *2022-2023 2021-2022* work program;
7. A letter of concurrence or nonconcurrence from the affected metropolitan planning organization or, for nonmetropolitan areas, the board of county commissioners with impacted project selections; and
8. A complete list of financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV included in fiscal years *2018-2019 2017-2018* through *2022-2023 2021-2022*, as of July 1, *2018 2017*.

This paragraph expires July 1, *2019 2018*.

Section 51. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the *2018-2019* General Appropriations Act, paragraph (a) of subsection (2) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.—

(2) The following transfers are authorized to be made by the head of each department or the Chief Justice of the Supreme Court whenever it is deemed necessary by reason of changed conditions:

(a) The transfer of appropriations funded from identical funding sources, except appropriations for fixed capital outlay, and the transfer of amounts included within the total original approved budget and plans of releases of appropriations as furnished pursuant to ss. 216.181 and 216.192, as follows:

1. Between categories of appropriations within a budget entity, if no category of appropriation is increased or decreased by more than 5 percent of the original approved budget or \$250,000, whichever is greater, by all action taken under this subsection.
2. Between budget entities within identical categories of appropriations, if no category of appropriation is increased or decreased by more than 5 percent of the original approved budget or \$250,000, whichever is greater, by all action taken under this subsection.
3. Any agency exceeding salary rate established pursuant to s. 216.181(8) on June 30th of any fiscal year shall not be authorized to make transfers pursuant to subparagraphs 1. and 2. in the subsequent fiscal year.
4. Notice of proposed transfers under subparagraphs 1. and 2. shall be provided to the Executive Office of the Governor and the chairs of the legislative appropriations committees at least 3 days prior to agency implementation in order to provide an opportunity for review. The review shall be limited to ensuring that the transfer is in compliance with the requirements of this paragraph.
5. For the *2018-2019 2017-2018* fiscal year, the review shall ensure that transfers proposed pursuant to this paragraph comply with this chapter and are not contrary to legislative policy and intent. This subparagraph expires July 1, *2019 2018*.

Section 52. In order to implement the salaries and benefits, expenses, other personal services, contracted services, special categories, and operating capital outlay categories of the *2018-2019* General Appropriations Act, subsection (6) of section 112.24, Florida Statutes, is amended to read:

112.24 Intergovernmental interchange of public employees.—To encourage economical and effective utilization of public employees in this state, the temporary assignment of employees among agencies of government, both state and local, and including school districts and public institutions of higher education is authorized under terms and conditions set forth in this section. State agencies, municipalities, and political subdivisions are authorized to enter into employee interchange agreements with other state agencies, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher education. State agencies are also authorized to enter into employee interchange agreements with private institutions of higher education and other nonprofit organizations under the terms and conditions provided in this section. In addition, the Governor or the Governor and Cabinet may enter into employee interchange agreements with a state agency, the Federal Government, another state, a municipality, or a political subdivision including a school district, or with a public institution of higher learning to fill, subject to the requirements of chapter 20, appointive offices which are within the executive branch of government and which are filled by appointment by the Governor or the Governor and Cabinet. Under no circumstances shall employee interchange agreements be utilized for the purpose of assigning individuals to participate in political campaigns. Duties and responsibilities of interchange employees shall be limited to the mission and goals of the agencies of government.

(6) For the *2018-2019 2017-2018* fiscal year only, the assignment of an employee of a state agency as provided in this section may be made if recommended by the Governor or Chief Justice, as appropriate, and approved by the chairs of the legislative appropriations committees. Such actions shall be deemed approved if neither chair provides written notice of objection within 14 days after receiving notice of the action pursuant to s. 216.177. This subsection expires July 1, *2019 2018*.

Section 53. In order to implement *Specific Appropriations 2670 and 2671 of the 2018-2019 General Appropriations Act*, and notwithstanding

s. 11.13(1), Florida Statutes, the authorized salaries for members of the Legislature for the 2018-2019 fiscal year shall be set at the same level in effect on July 1, 2010. This section expires July 1, 2019.

Section 54. In order to implement the transfer of funds to the General Revenue Fund from trust funds for the 2018-2019 General Appropriations Act, paragraph (b) of subsection (2) of section 215.32, Florida Statutes, is reenacted to read:

215.32 State funds; segregation.—

(2) The source and use of each of these funds shall be as follows:

(b)1. The trust funds shall consist of moneys received by the state which under law or under trust agreement are segregated for a purpose authorized by law. The state agency or branch of state government receiving or collecting such moneys is responsible for their proper expenditure as provided by law. Upon the request of the state agency or branch of state government responsible for the administration of the trust fund, the Chief Financial Officer may establish accounts within the trust fund at a level considered necessary for proper accountability. Once an account is established, the Chief Financial Officer may authorize payment from that account only upon determining that there is sufficient cash and releases at the level of the account.

2. In addition to other trust funds created by law, to the extent possible, each agency shall use the following trust funds as described in this subparagraph for day-to-day operations:

a. Operations or operating trust fund, for use as a depository for funds to be used for program operations funded by program revenues, with the exception of administrative activities when the operations or operating trust fund is a proprietary fund.

b. Operations and maintenance trust fund, for use as a depository for client services funded by third-party payors.

c. Administrative trust fund, for use as a depository for funds to be used for management activities that are departmental in nature and funded by indirect cost earnings and assessments against trust funds. Proprietary funds are excluded from the requirement of using an administrative trust fund.

d. Grants and donations trust fund, for use as a depository for funds to be used for allowable grant or donor agreement activities funded by restricted contractual revenue from private and public nonfederal sources.

e. Agency working capital trust fund, for use as a depository for funds to be used pursuant to s. 216.272.

f. Clearing funds trust fund, for use as a depository for funds to account for collections pending distribution to lawful recipients.

g. Federal grant trust fund, for use as a depository for funds to be used for allowable grant activities funded by restricted program revenues from federal sources.

To the extent possible, each agency must adjust its internal accounting to use existing trust funds consistent with the requirements of this subparagraph. If an agency does not have trust funds listed in this subparagraph and cannot make such adjustment, the agency must recommend the creation of the necessary trust funds to the Legislature no later than the next scheduled review of the agency's trust funds pursuant to s. 215.3206.

3. All such moneys are hereby appropriated to be expended in accordance with the law or trust agreement under which they were received, subject always to the provisions of chapter 216 relating to the appropriation of funds and to the applicable laws relating to the deposit or expenditure of moneys in the State Treasury.

4.a. Notwithstanding any provision of law restricting the use of trust funds to specific purposes, unappropriated cash balances from selected trust funds may be authorized by the Legislature for transfer to the Budget Stabilization Fund and General Revenue Fund in the General Appropriations Act.

b. This subparagraph does not apply to trust funds required by federal programs or mandates; trust funds established for bond covenants, indentures, or resolutions whose revenues are legally pledged by the state or public body to meet debt service or other financial requirements of any debt obligations of the state or any public body; the Division of Licensing Trust Fund in the Department of Agriculture and Consumer Services; the State Transportation Trust Fund; the trust fund containing the net annual proceeds from the Florida Education Lotteries; the Florida Retirement System Trust Fund; trust funds under the management of the State Board of Education or the Board of Governors of the State University System, where such trust funds are for auxiliary enterprises, self-insurance, and contracts, grants, and donations, as those terms are defined by general law; trust funds that serve as clearing funds or accounts for the Chief Financial Officer or state agencies; trust funds that account for assets held by the state in a trustee capacity as an agent or fiduciary for individuals, private organizations, or other governmental units; and other trust funds authorized by the State Constitution.

Section 55. *The amendment to s. 215.32(2)(b), Florida Statutes, as carried forward by this act from chapter 2011-47, Laws of Florida, expires July 1, 2019, and the text of that paragraph shall revert to that in existence on June 30, 2011, except that any amendments to such text enacted other than by this act and chapter 2011-47, Laws of Florida, shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 56. *In order to implement the appropriation of funds in the special categories, contracted services, and expenses categories of the 2018-2019 General Appropriations Act, a state agency may not enter into a contract containing a nondisclosure clause that prohibits the contractor from disclosing information relevant to the performance of the contract to members or staff of the Senate or the House of Representatives. This section expires July 1, 2019.*

Section 57. *Any section of this act which implements a specific appropriation or specifically identified proviso language in the 2018-2019 General Appropriations Act is void if the specific appropriation or specifically identified proviso language is vetoed. Any section of this act which implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2018-2019 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.*

Section 58. *If any other act passed during the 2018 Regular Session of the Legislature contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future repeal applied to such provision by this act, the Legislature intends that the provision in the other act takes precedence and continues to operate, notwithstanding the future repeal provided by this act.*

Section 59. *If any provision of this act or its application 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 severable.*

Section 60. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2018; or, if this act fails to become a law until after that date, it shall take effect upon becoming a law and shall operate retroactively to July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act implementing the 2018-2019 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1002.333, F.S.; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; specifying required duties of the State Board of Education for the 2017-2018 fiscal year; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be

funded by the allocation; requiring a plan for implementation to be developed and submitted to the appropriate governing body before distribution of the allocation; providing requirements for implementation plans; requiring approved plans to be submitted to the Commissioner of Education by a specified date; providing for the allocation of funds for the 2018-2019 fiscal year; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation for specified purposes; providing the calculation for the allocation; amending s. 1012.731, F.S.; deleting Florida Best and Brightest Teacher Scholarship Program scholarship awards authorized for the 2018-2019 school year; incorporating by reference certain calculations of the Medicaid Disproportionate Share Hospital program; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program; specifying requirements for such realignment; authorizing the agency to request non-operating budget authority for transferring certain federal funds to the department; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; providing for the implementation of any new iBudget allocation algorithm and methodology; authorizing increased funding for an iBudget under certain circumstances; amending s. 409.908, F.S.; revising parameters relating to the prospective payment methodology for the reimbursement of Medicaid providers to be implemented for rate-setting purposes; requiring the agency to establish prospective payment reimbursement rates for nursing home services as provided in this act and in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services to modify the period of retroactive Medicaid eligibility in a manner that ensures that the modification becomes effective by a certain date; amending s. 409.911, F.S.; updating the average of audited disproportionate share data for purposes of calculating disproportionate share payments; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to certain specialty hospitals for children as set forth in the General Appropriations Act; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; amending s. 215.18, F.S.; extending for 1 fiscal year the authority, and related repayment requirements, for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to ensure that counties fulfill specified financial responsibilities; requiring amounts owed by a county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from ap-

plying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; extending for 1 fiscal year certain limitations on compensation for private court-appointed counsel; amending s. 1011.80, F.S.; providing that state funds provided for postsecondary workforce program operations may be used for inmate education if specifically appropriated for such purpose; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying which expenses may be reimbursed to a justice; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing for construction; prohibiting the Supreme Court from using state funds to lease space in an alternate facility for use as a justice's official headquarters; requiring the Department of Management Services to use tenant broker services to renegotiate or procure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Executive Office of the Governor and the Legislature by a specified date; specifying the amount of the transaction fee to be collected for use of the state's online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated in certain appropriation categories between departments for specified purposes; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the Agency for State Technology with respect to the operational management and oversight of the state data center; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of the temporary loan; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided under the General Appropriations Act; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; providing for the future expiration and reversion of specified statutory text; amending s. 216.181, F.S.; extending for 1 fiscal year the authority of the Legislative Budget Commission to increase amounts appropriated to the Department of Environmental Protection for fixed capital outlay projects using specified funds; specifying additional information to be included in budget amendments for projects requiring additional funding; requiring the Department of Environmental Protection to transfer a designated proportionate share of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission, according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; requiring the Department of Environmental Protection to prorate amounts transferred to the Fish and Wildlife Conservation Commission; requiring the Department of Environmental Protection to distribute moneys transferred from the Land Acquisition Trust Fund into the Florida Forever Trust Fund in accordance with a specified distribution formula; amending s. 375.075, F.S.; requiring that a minimum amount of funds for the Florida Recreation Development Assistance Program be used for projects that provide recreational en-

hancements and opportunities for children; requiring the Department of Environmental Protection to award grants by a specified date; providing limitations with respect to the number of grant applications a local government may submit and the maximum project grant amount; specifying requirements for the selection criteria used by the department; amending s. 376.3071, F.S.; allocating a specified sum from the Inland Protection Trust Fund for the payment of repair, replacement, and preventative measure costs for storage tanks, piping, or system components; requiring an owner or operator to submit an application to the department to receive funding; prescribing requirements for such application; specifying requirements, restrictions, and limitations regarding applications and payments; prohibiting payments for specified expenses; providing construction; requiring the department to ensure that petroleum storage systems approved after a specified date meet certain standards; amending s. 295.23, F.S.; transferring duties relating to the administration of the veterans research and marketing campaign from the Florida Tourism Industry Marketing Corporation to Florida Is For Veterans, Inc.; revising the annual appropriation for the veterans research and marketing campaign; amending s. 295.21, F.S.; revising the duties of Florida Is For Veterans, Inc., regarding the veterans research and marketing campaign to conform to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; extending for 1 fiscal year provisions requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor and to assign a patrol officer to a Cabinet member under certain circumstances; amending s. 339.135, F.S.; extending for 1 fiscal year provisions authorizing the Department of Transportation to realign budget authority to carry out the department's work program; amending s. 216.292, F.S.; extending for 1 fiscal year a provision that requires a review of certain transfers of appropriations to ensure compliance with ch. 216, F.S., and that such transfers are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of specified statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriations; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

On motion by Senator Bradley, by two-thirds vote, **HB 5003**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres

Nays—1

Rodriguez

MOTIONS

On motion by Senator Bradley, the Senate, having refused to pass **HB 5003** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Bradley, by two-thirds vote, **HB 5003** was ordered immediately certified to the House.

The Senate resumed consideration of—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—which was previously considered this day.

Pending further consideration of **SB 2504**—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed **HB 5005**, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Appropriations Committee and Representative(s) Trujillo—

HB 5005—A bill to be entitled An act relating to collective bargaining; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units for state employees pursuant to specified instructions; providing an effective date.

—was referred to the Committee on Appropriations.

Pursuant to Rule 3.11(3), there being no objection, **HB 5005** was withdrawn from the Committee on Appropriations.

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

HB 5005—A bill to be entitled An act relating to collective bargaining; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units for state employees pursuant to specified instructions; providing an effective date.

—a companion measure, was substituted for **SB 2504**, and by two-thirds vote, read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (926324) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *All collective bargaining issues for which negotiations have reached an impasse for the 2018-2019 fiscal year between the state and the legal representatives of the certified bargaining units for state employees shall be resolved pursuant to the instructions provided in the General Appropriations Act and the relevant provisions of any legislation enacted to implement the General Appropriations Act for the 2018-2019 fiscal year.*

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

On motion by Senator Bradley, by two-thirds vote, **HB 5005**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Passidomo	Taddeo
Campbell	Perry	Thurston
Farmer	Powell	Torres

Nays—None

Vote after roll call:

Yea—Hutson

MOTIONS

On motion by Senator Bradley, the Senate, having refused to pass **HB 5005** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Bradley, by two-thirds vote, **HB 5005** was ordered immediately certified to the House.

The Senate resumed consideration of—

SB 7014—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—which was previously considered this day.

Pending further consideration of **SB 7014**—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES**FIRST READING**

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed **HB 5007**, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Appropriations Committee and Representative(s) Trujillo—

HB 5007—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

Pursuant to Rule 3.11(3), there being no objection, **HB 5007** was withdrawn from the Committees on Governmental Oversight and Accountability; and Appropriations.

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

HB 5007—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—a companion measure, was substituted for **SB 7014**, and by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **HB 5007** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Passidomo	Taddeo
Broxson	Perry	Thurston
Farmer	Powell	Torres
Flores	Rader	

Nays—None

Vote after roll call:

Yea—Hutson

MOTIONS

On motion by Senator Baxley, by two-thirds vote, **HB 5007** was ordered immediately certified to the House.

MOMENT OF SILENCE

At the request of the President, the Senate observed a moment of silence to honor Senator Broxson's father-in-law, Adam Bernhardt, who passed away last week.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, February 8, 2018: CS for SB 276, SB 800, SB 314, CS for CS for SB 510, SB 162, SB 494, CS for SB 1048, CS for SB 278, SR 550, SB 660.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Special Master on Claim Bills recommends the following pass: SB 28

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

The Committee on Regulated Industries recommends the following pass: CS for SB 746; CS for SB 1252

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

The Committee on Rules recommends the following pass: CS for SB 298; CS for SB 386; CS for SB 416; SB 478; CS for SB 514; CS for SB 562; SB 670; CS for SB 876; CS for SB 906; SM 940

The bills were placed on the Calendar.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 1292

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1222

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 784

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1422

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1360

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 182; SB 1608

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1304

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1106

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

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

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1126

The Committee on Judiciary recommends a committee substitute for the following: SB 1482

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

The Committee on Rules recommends a committee substitute for the following: CS for SB 1598

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: SB 856; SB 996; CS for SB 1090; SB 1286; SB 1306; SB 1532

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 504; CS for SB 632; SB 752; SB 1248

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Montford—

SB 1920—A bill to be entitled An act relating to public records; amending s. 328.80, F.S.; providing an exemption for electronic mail addresses of vessel registrants collected by the Department of Highway Safety and Motor Vehicles; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Transportation; and Senator Rodriguez—

CS for SB 182—A bill to be entitled An act relating to the Small Business Road Construction Mitigation Grant Program; creating s. 339.28154, F.S.; providing legislative findings; requiring the Department of Transportation to create a Small Business Road Construction Mitigation Grant Program; defining the terms “construction mitigation zone” and “qualified business”; requiring the department to disburse grants to qualified businesses for the purpose of maintaining the businesses during a road construction project; limiting the amount of each grant; providing application and eligibility requirements; requiring the Department of Economic Opportunity to provide assistance under certain circumstances; providing for prioritization of awards; providing that any grant awarded offsets any civil damages against the Department of Transportation; requiring the Department of Transportation to submit a certain report to the Legislature and initiate rulemaking by specified dates; providing an effective date.

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

CS for SB 784—A bill to be entitled An act relating to insurance; amending s. 625.151, F.S.; providing that certain securities valuation limitations do not apply to certain stock of certain foreign insurers' subsidiary corporations or related entities; amending s. 625.325, F.S.; providing that certain provisions relating to insurer investments in subsidiaries and related corporations do not apply to foreign insurers under certain circumstances; amending s. 626.221, F.S.; revising professional designations that exempt all-lines adjuster license applicants from an examination requirement; amending s. 626.914, F.S.; revising the definition of the term “diligent effort” to decrease the dwelling replacement cost threshold of a residential structure to which a different diligent effort requirement under the Surplus Lines Law applies; repealing s. 626.918(2)(a), F.S., relating to a certain condition before an unauthorized insurer may be or become an eligible surplus lines insurer; amending s. 626.932, F.S.; reducing the tax on surplus lines insurance; deleting a limitation on the tax rate for certain surplus lines policies; amending s. 626.9651, F.S.; revising federal standards applicable to Department of Financial Services and Financial Services Commission rules governing the use of consumer nonpublic personal financial and health information; amending s. 627.416, F.S.; authorizing insurers to issue policies that are not executed by certain authorized

persons; amending s. 627.43141, F.S.; specifying that a written notice of a change in policy terms must summarize the change; amending s. 627.7015, F.S.; authorizing a third party, as assignee of the policy benefits, to request mediation for disputed property insurance claims; providing that insurers are not required to participate in such mediations; making technical changes; amending s. 627.728, F.S.; adding certain proofs of mailing that an insurer may use to provide certain notices relating to cancellation and nonrenewals of policies to certain insureds; amending s. 627.756, F.S.; providing that certain attorney fee provisions apply to suits brought by contractors against surety insurers under payment or performance bonds for building or construction contracts; providing that contractors are deemed to be insureds or beneficiaries for the purposes of such provisions; providing applicability; amending s. 628.4615, F.S.; revising the definition of the term “specialty insurer” to include viatical settlement providers; providing that a person may rebut a presumption of control by filing a specified disclaimer with the Office of Insurance Regulation; providing an alternative to a form prescribed by the commission; providing construction; conforming cross-references; amending s. 628.8015, F.S.; deleting a condition that certain filings and documents relating to insurer own-risk and solvency assessments and corporate governance annual disclosures must be obtained from the office to be inadmissible in evidence in private civil actions; amending s. 629.401, F.S.; revising unearned premium reserve requirements for insurance exchanges regulated by the office; defining the term “net written premiums”; amending s. 634.121, F.S.; revising requirements and procedures for the delivery of motor vehicle service agreements and certain forms by motor vehicle service agreement companies to agreement holders; defining terms; specifying requirements if a motor vehicle service agreement company elects to post service agreements on its website in lieu of mailing or delivering to agreement holders; amending s. 641.3107, F.S.; revising requirements and procedures for the delivery of health maintenance contracts and certain documents by health maintenance organizations to subscribers; defining terms; specifying requirements if a health maintenance organization elects to post health maintenance contracts on its website in lieu of mailing or delivering to subscribers or certain persons; providing an effective date.

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

CS for SB 1106—A bill to be entitled An act relating to genetic information used for insurance; amending s. 627.4301, F.S.; defining terms; prohibiting life insurers and long-term care insurers, except under certain circumstances, from canceling, limiting, or denying coverage, or establishing differentials in premium rates, based on genetic information; prohibiting such insurers from certain actions relating to genetic information for any insurance purpose; revising a prohibition on the use of genetic test results by health insurers; revising and providing applicability; providing an effective date.

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

CS for SB 1126—A bill to be entitled An act relating to the licensure of check cashers; amending s. 560.304, F.S.; providing an exemption from licensure under part III of ch. 560, F.S., for persons authorized by the Office of Financial Regulation to cash, subject to certain limitations, certain payment instruments within a specified aggregate face value range; requiring the office to authorize the person to cash such instruments without such licensure if specified conditions are met; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1222—A bill to be entitled An act relating to sentencing; creating s. 948.0121, F.S.; providing definitions; creating a probationary split sentence for substance use and mental health offenders in accordance with s. 948.012, F.S.; authorizing the court to sentence an offender to the probationary split sentence; providing that an eligible offender must be a nonviolent offender; defining the term “nonviolent offender”; providing sentencing requirements for the probationary split sentence; providing an exception to the court’s order of a probationary split sentence; authorizing the sentencing court to have the Department of Corrections conduct a presentence investigation report in accordance with s. 921.231, F.S., for the purpose of providing the court with ap-

propriate information to determine the type of probation most appropriate for the offender; requiring the department to perform specified duties; requiring the department to provide written notification to specified parties upon the offender’s admission into the in-prison treatment program; providing that the department may find that an offender is not eligible to participate in the in-prison treatment program under certain circumstances; requiring written notification from the department to the specified parties if an offender is terminated from or prevented from entering the in-prison treatment program; providing that an offender is transitioned to probation upon the completion of his or her imprisonment; requiring an offender to comply with specified terms of drug offender or mental health probation; requiring the offender to pay specified costs associated with his or her probation; providing that a certain violation may result in revocation of probation by the court and imposition of any sentence under the law; providing for credit for time served for a sentence that is revoked; requiring the department to develop a computerized system to track certain data; requiring the department, on a certain date and annually thereafter, to submit an annual report to the Governor and the Legislature; requiring the department to adopt rules; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1256—A bill to be entitled An act relating to the search of the content, information, and communications of cellular phones, portable electronic communication devices, and microphone-enabled household devices; amending s. 934.01, F.S.; revising and providing legislative findings; amending s. 934.02, F.S.; redefining the term “oral communication”; defining the terms “microphone-enabled household device” and “portable electronic communication device”; amending s. 934.21, F.S.; providing criminal penalties for the intentional and unlawful accessing without authorization of certain devices and obtaining wire, oral, or electronic communications stored within those devices; conforming cross-references; amending s. 934.42, F.S.; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a warrant, rather than an order, authorizing the acquisition of cellular-site location data, precise global positioning satellite location data, or historical global positioning satellite location data; requiring an application for a warrant to include a statement of a reasonable period of time that a mobile tracking device may be used, not to exceed a specified limit; authorizing a court to grant extensions not individually exceeding a specified limit, for good cause; deleting a provision requiring a certification to be included in the application for an order; requiring the warrant to command the officer to complete an installation authorized by the warrant within a certain timeframe; providing requirements for the return of the warrant to the judge and service of a copy of the warrant on the person who was tracked or whose property was tracked; authorizing a court to delay the notice requirement for a certain time upon request by the law enforcement agency; requiring that the standards established by Florida courts for the installation, use, or monitoring of mobile tracking devices apply to the installation, use, or monitoring of certain devices; redefining the term “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to install or use a mobile tracking device under certain circumstances; providing requirements for the installation and use of the mobile tracking devices; providing criminal penalties; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Banking and Insurance; and Senator Stargel—

CS for CS for SB 1292—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.64, F.S.; providing that electronic images of warrants, vouchers, or checks in the Division of Treasury are deemed to be original records; revising the applicable medium, from film or print to electronic, in provisions relating to copies and reproductions of records and documents of the division; amending s. 20.121, F.S.; renaming the Bureau of Fire and Arson Investigations within the Division of Investigative and Forensic Services as the Bureau of Fire, Arson, and Explosives Investigations; creating the Bureau of Insurance Fraud and the Bureau of Workers’ Compensation Fraud within the division; amending s. 39.6035, F.S.; requiring child transition plans to address financial literacy by providing specified information; amending s. 218.32, F.S.; providing legislative intent relating to

the creation of the Florida Open Financial Statement System; authorizing the Chief Financial Officer to consult with certain stakeholders for input on the design and implementation of the system; specifying requirements and procedures for the Chief Financial Officer in selecting and recruiting contractors for certain purposes; requiring the Chief Financial Officer to require completion of all work by a specified date; providing that if the Chief Financial Officer deems work products adequate, all local governmental financial statements pertaining to fiscal years ending on or after a specified date must meet certain requirements; providing construction; providing an appropriation; amending s. 284.40, F.S.; authorizing the department to disclose certain personal identifying information of injured or deceased employees which is exempt from disclosure under the Workers' Compensation Law to department-contracted vendors for certain purposes; amending s. 284.50, F.S.; requiring safety coordinators of state governmental departments to complete, within a certain timeframe, safety coordinator training offered by the department; requiring certain agencies to report certain return-to-work information to the department; requiring agencies to provide certain risk management program information to the Division of Risk Management for certain purposes; specifying requirements for agencies in reviewing and responding to certain information and communications provided by the division; amending s. 409.1451, F.S.; conforming a provision to changes made by the act; amending s. 414.411, F.S.; replacing the Department of Economic Opportunity with the Department of Education in a list of entities to which a public assistance recipient may be required to provide written consent for certain investigative inquiries and to which the department must report investigation results; amending s. 497.168, F.S.; providing an exemption from specified application fees for members and certain veterans of the United States Armed Forces; amending s. 624.317, F.S.; authorizing the department to conduct investigations of any, rather than specified, agents subject to its jurisdiction; amending s. 624.34, F.S.; conforming a provision to changes made by the act; amending s. 624.4073, F.S.; prohibiting certain officers or directors of insolvent insurers from having direct or indirect control over certain selection or appointment of officers or directors, except under certain circumstances; amending ss. 624.4094, 624.501, 624.509, and 625.071, F.S.; conforming provisions to changes made by the act; amending s. 626.112, F.S.; requiring a managing general agent to hold a currently effective producer license rather than a managing general agent license; amending s. 626.171, F.S.; deleting applicability of licensing provisions as to managing general agents; making a technical change; amending s. 626.202, F.S.; providing that certain applicants are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require these applicants to file fingerprints under certain circumstances; providing an exemption from fingerprinting requirements for members and certain veterans of the United States Armed Forces; requiring such members and veterans to provide certain documentation of good standing or honorable discharge; amending s. 626.207, F.S.; conforming a provision to changes made by the act; amending s. 626.221, F.S.; adding a designation that exempts applicants for licensure as an all-lines adjuster from an examination requirement; amending s. 626.451, F.S.; deleting a requirement for law enforcement agencies and state attorney's offices to notify the department or the Office of Insurance Regulation of certain felony dispositions; deleting a requirement for the state attorney to provide the department or office a certified copy of an information or indictment against a managing general agent; conforming a provision to changes made by the act; amending s. 626.521, F.S.; revising requirements for credit and character reports secured and kept by insurers or employers appointing certain insurance representatives; providing applicability; amending s. 626.731, F.S.; deleting a certain qualification for licensure as a general lines agent; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.744, F.S.; conforming a provision to changes made by the act; amending s. 626.745, F.S.; revising conditions under which service representatives and managing general agents may engage in certain activities; amending ss. 626.7451 and 626.7455, F.S.; conforming provisions to changes made by the act; amending s. 626.752, F.S.; revising a requirement for the Brokering Agent's Register maintained by brokering agents; revising the limit on certain personal lines risks an insurer may receive from an agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.793, F.S.; revising the limit on certain risks that certain insurers may receive from a life agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.837, F.S.; revising the limit on certain risks

that certain insurers may receive from a health agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.8732, F.S.; deleting a requirement for a licensed nonresident public adjuster to submit a certain annual affidavit to the department; amending s. 626.8734, F.S.; deleting a requirement for a nonresident independent adjuster to submit a certain annual affidavit to the department; amending s. 626.88, F.S.; conforming a provision to changes made by the act; amending s. 626.927, F.S.; revising conditions under which an individual may be licensed as a surplus lines agent solely for the purpose of placing certain coverages with surplus lines insurers; amending s. 626.930, F.S.; revising a requirement relating to the location of a surplus lines agent's surplus lines business records; amending s. 626.9892, F.S.; authorizing the department to pay up a specified amount of rewards under the Anti-Fraud Reward Program for information leading to the arrest and conviction of persons guilty of arson; amending s. 633.302, F.S.; revising the term duration of certain members of the Florida Fire Safety Board; amending s. 633.304, F.S.; revising circumstances under which an inactive fire equipment dealer license is void; specifying the timeframe when an inactive license must be reactivated; specifying that permittees performing certain work on fire equipment may be contracted rather than employed; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.314, F.S.; requiring that serial numbers be permanently affixed, rather than permanently stamped, on certain plates of fire extinguishers; amending s. 633.318, F.S.; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.408, F.S.; specifying firefighter certification requirements for certain individuals employed in administrative and command positions of a fire service provider; specifying conditions for an individual to retain a Special Certificate of Compliance; amending s. 633.416, F.S.; authorizing fire service providers to employ honorably discharged veterans who received Florida-equivalent training; requiring the Division of State Fire Marshal to verify the equivalency of such training before the individual begins employment; requiring such individual to obtain a Firefighter Certificate of Compliance within a specified timeframe; making a technical change; amending s. 633.444, F.S.; deleting a requirement for the Division of State Fire Marshal to develop a staffing and funding formula for the Florida State Fire College; amending s. 648.27, F.S.; revising conditions under which a managing general agent must also be licensed as a bail bond agent; conforming a provision to changes made by the act; amending s. 648.34, F.S.; providing that certain individuals applying for bail bond agent licensure are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require such individuals to file fingerprints under certain circumstances; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an appropriation; providing an effective date.

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

CS for SB 1304—A bill to be entitled An act relating to bicycle sharing; creating s. 341.851, F.S.; providing legislative intent; defining terms; authorizing a bicycle sharing company to allow a minor to operate a bicycle reserved by a user if accompanied by a user; requiring such a minor operator who is under a specified age to wear a helmet; providing insurance requirements for a bicycle sharing company; authorizing a local governmental entity to annually require a bicycle sharing company to provide proof of insurance; authorizing the local governmental entity to issue a fine no greater than a specified amount and to order the bicycle sharing company to cease and desist from operating within the local governmental entity's jurisdiction until any such fine is paid and proof of such insurance is provided, if the company does not provide proof of such insurance; providing requirements for bicycles made available for reservation by a bicycle sharing company; providing company responsibilities; authorizing a local governmental entity to issue a bicycle sharing company certain fines and fees and to impose other penalties under certain circumstances; prohibiting a local governmental entity, under certain circumstances, from taking any action or adopting any local ordinance, policy, or regulation that is designed to limit or prevent a bicycle sharing company or any company engaged in the rental of bicycles from operating within its jurisdiction; providing construction; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Broxson—

CS for SB 1360—A bill to be entitled An act relating to child welfare; amending s. 39.0138, F.S.; requiring the Department of Children and Families to establish rules for granting exemptions from criminal history and certain other records checks for persons being considered for placement of a child; requiring level 1 screening for persons granted such exemption; prohibiting placement of a child with persons convicted of a certain felony; amending s. 402.305, F.S.; revising minimum requirements for child care personnel related to screening and fingerprinting; amending s. 409.175, F.S.; defining the term “severe disability” and providing an exemption from fingerprint requirements for adult household members with severe disabilities; amending s. 409.991, F.S.; revising the equity allocation formula for community-based care lead agencies; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; amending ss. 402.30501, 1002.59, 1002.55, and 1002.57, F.S.; conforming cross-references; providing an effective date.

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

CS for SB 1422—A bill to be entitled An act relating to insurance coverage parity for mental health and substance use disorders; amending s. 409.967, F.S.; requiring contracts between the Agency for Health Care Administration and certain managed care plans to require the plans to submit a specified annual report to the agency relating to parity between mental health and substance use disorder benefits and medical and surgical benefits; amending s. 627.6675, F.S.; conforming a provision to changes made by the act; transferring, renumbering, and amending s. 627.668, F.S.; deleting certain provisions that require insurers, health maintenance organizations, and nonprofit hospital and medical service plan organizations transacting group health insurance or providing prepaid health care to offer specified optional coverage for mental and nervous disorders; requiring such entities transacting individual or group health insurance or providing prepaid health care to comply with specified provisions prohibiting the imposition of less favorable benefit limitations on mental health and substance use disorder benefits than on medical and surgical benefits; revising the standard for defining substance use disorders; requiring such entities to submit a specified annual report relating to parity between such benefits to the Office of Insurance Regulation; requiring the office to implement and enforce specified federal provisions, guidance, and regulations; specifying actions the office must take relating to such implementation and enforcement; requiring the office to issue a specified annual report to the Legislature; repealing s. 627.669, F.S., relating to optional coverage required for substance abuse impaired persons; providing an effective date.

By the Committee on Judiciary; and Senator Young—

CS for SB 1482—A bill to be entitled An act relating to motor vehicles and railroad trains; amending s. 316.003, F.S.; revising the definition of the term “railroad train”; amending s. 316.068, F.S.; requiring that, in the event of a crash involving a railroad train, the collection of certain information be at the discretion of the law enforcement officer having jurisdiction to investigate the crash; specifying that certain persons are not considered passengers for the purpose of making crash reports; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Passidomo—

CS for CS for SB 1598—A bill to be entitled An act relating to deployed parent custody and visitation; repealing s. 61.13002, F.S., relating to temporary time-sharing modification and child support modification due to military service; creating part IV of ch. 61, F.S., entitled “Uniform Deployed Parents Custody and Visitation Act”; providing definitions; providing remedies for noncompliance; authorizing a court to issue certain custodial orders only under certain jurisdiction; providing notice requirements; providing requirements for proceeding for custodial responsibility of a child of a servicemember; providing requirements for agreement forms, termination, modification, power of attorney, and filing; providing requirements for temporary orders of custodial responsibility; authorizing electronic testimony in a proceed-

ing for temporary custody; providing for the effect of any prior judicial order or agreement; authorizing a court to grant caretaking authority or limited contact to a nonparent under certain conditions; providing for the termination of a grant of authority; providing requirements for an order of temporary custody; authorizing a court to enter a temporary order for child support under certain circumstances; authorizing a court to modify or terminate a temporary grant of custodial responsibility; providing procedures for termination of a temporary custodial responsibility agreement; providing for visitation; providing construction; providing applicability; providing an effective date.

By the Committee on Transportation; and Senator Grimsley—

CS for SB 1608—A bill to be entitled An act relating to agricultural recovery; providing a short title; amending s. 193.461, F.S.; specifying the methodology for the assessment of certain structures in horticultural production; specifying, subject to certain conditions, that land classified as agricultural remains classified as such for a specified period if such lands are damaged by certain natural disasters and agricultural production is halted or reduced; amending s. 212.08, F.S.; creating a new exemption from sales, rental, use, consumption, distribution, and storage tax for specified materials and labor costs; providing for retroactive application; specifying the requirements for obtaining a refund on taxes paid; specifying a deadline for submissions for such refunds; specifying that possession of a written certification of a purchaser's entitlement to the exemption by a seller, lessor, or other dealer relieves him or her from the obligation of collecting the tax on nontaxable amounts; requiring the department to look solely to the purchaser for the recovery of certain taxes; creating s. 252.3569, F.S.; requiring the Florida Comprehensive Emergency Management Plan to allow the Department of Agriculture and Consumer Services to create the State Agricultural Response Team; specifying requirements, responsibilities, and duties of the team; amending s. 316.565, F.S.; authorizing the Department of Transportation to waive certain weight load restrictions and permit verifications for the transport of agricultural products from fields or packinghouses to public transportation facilities after certain natural disasters; authorizing the extension of such waivers for certain purposes; authorizing the department to issue or accept electronic verification of permits during specified periods; requiring the department to designate certain routes and render assistance in moving agricultural products under such circumstances; requiring the Department of Highway Safety and Motor Vehicles to consult with certain entities in implementing specified emergency provisions; creating s. 604.71, F.S.; requiring the Department of Transportation to create and administer a program to install directional signs to assist visitors in locating certain agritourism facilities; specifying requirements for the placement of signs; specifying qualifications for the program; requiring the department to adopt rules and coordinate with the Department of Agriculture and Consumer Services in administering the program; providing a directive to the Division of Law Revision and Information; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

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

CS for SB 784—A bill to be entitled An act relating to insurance; amending s. 625.151, F.S.; providing that certain securities valuation limitations do not apply to certain stock of certain foreign insurers' subsidiary corporations or related entities; amending s. 625.325, F.S.; providing that certain provisions relating to insurer investments in subsidiaries and related corporations do not apply to foreign insurers under certain circumstances; amending s. 626.221, F.S.; revising professional designations that exempt all-lines adjuster license applicants from an examination requirement; amending s. 626.914, F.S.; revising the definition of the term “diligent effort” to decrease the dwelling replacement cost threshold of a residential structure to which a different diligent effort requirement under the Surplus Lines Law applies; repealing s. 626.918(2)(a), F.S., relating to a certain condition before an unauthorized insurer may be or become an eligible surplus lines insurer; amending s. 626.932, F.S.; reducing the tax on surplus lines insurance; deleting a limitation on the tax rate for certain surplus lines policies; amending s. 626.9651, F.S.; revising federal standards applicable to Department of Financial Services and Financial Services Commission rules governing the use of consumer nonpublic personal fi-

nancial and health information; amending s. 627.416, F.S.; authorizing insurers to issue policies that are not executed by certain authorized persons; amending s. 627.43141, F.S.; specifying that a written notice of a change in policy terms must summarize the change; amending s. 627.7015, F.S.; authorizing a third party, as assignee of the policy benefits, to request mediation for disputed property insurance claims; providing that insurers are not required to participate in such mediations; making technical changes; amending s. 627.728, F.S.; adding certain proofs of mailing that an insurer may use to provide certain notices relating to cancellation and nonrenewals of policies to certain insureds; amending s. 627.756, F.S.; providing that certain attorney fee provisions apply to suits brought by contractors against surety insurers under payment or performance bonds for building or construction contracts; providing that contractors are deemed to be insureds or beneficiaries for the purposes of such provisions; providing applicability; amending s. 628.4615, F.S.; revising the definition of the term “specialty insurer” to include viatical settlement providers; providing that a person may rebut a presumption of control by filing a specified disclaimer with the Office of Insurance Regulation; providing an alternative to a form prescribed by the commission; providing construction; conforming cross-references; amending s. 628.8015, F.S.; deleting a condition that certain filings and documents relating to insurer own-risk and solvency assessments and corporate governance annual disclosures must be obtained from the office to be inadmissible in evidence in private civil actions; amending s. 629.401, F.S.; revising unearned premium reserve requirements for insurance exchanges regulated by the office; defining the term “net written premiums”; amending s. 634.121, F.S.; revising requirements and procedures for the delivery of motor vehicle service agreements and certain forms by motor vehicle service agreement companies to agreement holders; defining terms; specifying requirements if a motor vehicle service agreement company elects to post service agreements on its website in lieu of mailing or delivering to agreement holders; amending s. 641.3107, F.S.; revising requirements and procedures for the delivery of health maintenance contracts and certain documents by health maintenance organizations to subscribers; defining terms; specifying requirements if a health maintenance organization elects to post health maintenance contracts on its website in lieu of mailing or delivering to subscribers or certain persons; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By the Committee on Community Affairs; and Senator Baxley—

CS for SB 964—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; defining the term “automatic tabulating equipment” for purposes of the Florida Election Code; revising the definition of the term “marksense ballots” for purposes of the Florida Election Code; amending s. 101.151, F.S.; providing applicability of specified ballot requirements to a voter interface device; amending ss. 101.5603 and 101.56075, F.S.; conforming provisions to changes made by the act; amending s. 101.5614, F.S.; revising procedures governing the canvassing of returns to specify usage of a voting system’s automatic tabulating equipment; amending s. 102.141, F.S.; providing that ballots processed through automatic tabulating equipment in a recount do not need to be reprocessed in certain circumstances; amending s. 102.166, F.S.; specifying the manner by which a manual recount may be conducted; revising requirements for hardware or software used in a manual recount; authorizing overvotes and undervotes to be identified and sorted physically or digitally in a manual recount; revising minimum requirements for Department of State rules to require procedures regarding the certification and use of automatic tabulating equipment for manual recounts; providing an effective date.

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

By the Committee on Commerce and Tourism; and Senators Brandes, Hutson, and Perry—

CS for SB 1114—A bill to be entitled An act relating to professional regulation; amending s. 120.565, F.S.; authorizing a person to seek a declaratory statement from an agency as to the effect of the person’s criminal background on his or her eligibility for certain licenses, re-

gistrations, or certificates; specifying that a person may seek a declaratory statement before meeting any prerequisites for the license, registration, or certification; requiring that an agency’s conclusion in the declaratory statement contain certain statements; providing that the agency’s conclusion is binding except under certain circumstances; requiring a person seeking a declaratory statement to submit certain items to the agency and pay certain fees and costs; providing requirements for the processing of the fingerprints; requiring the petitioner to pay the actual cost of processing the fingerprints; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the Division of Florida Condominiums, Timeshares, and Mobile Homes to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the Department of Business and Professional Regulation; amending s. 455.213, F.S.; conforming a cross-reference; requiring the board to use a specified process for the review of an applicant’s criminal record to determine the applicant’s eligibility for certain licenses; prohibiting the conviction of a crime before a specified date from being grounds for the denial of certain licenses; defining the term “conviction”; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing a denial of a license application solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved license under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes affect an applicant’s eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction of a crime before a specified date from being grounds for the denial of a certification under certain circumstances; prohibiting the conviction of a crime before a specified date from being grounds for the failure of a background screening; defining the term “conviction”; authorizing a person to apply for certification before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing the denial of a certification solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved certificate under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes may affect an applicant’s eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms “restricted barber” and “restricted barbering”; amending s. 476.114, F.S.; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; revising a definition; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; pro-

viding application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; revising definitions; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Transportation; and Senator Grimsley—

CS for SB 1608—A bill to be entitled An act relating to agricultural recovery; providing a short title; amending s. 193.461, F.S.; specifying the methodology for the assessment of certain structures in horticultural production; specifying, subject to certain conditions, that land classified as agricultural remains classified as such for a specified period if such lands are damaged by certain natural disasters and agricultural production is halted or reduced; amending s. 212.08, F.S.; creating a new exemption from sales, rental, use, consumption, distribution, and storage tax for specified materials and labor costs; providing for retroactive application; specifying the requirements for obtaining a refund on taxes paid; specifying a deadline for submissions for such refunds; specifying that possession of a written certification of a purchaser's entitlement to the exemption by a seller, lessor, or other dealer relieves him or her from the obligation of collecting the tax on nontaxable amounts; requiring the department to look solely to the purchaser for the recovery of certain taxes; creating s. 252.3569, F.S.; requiring the Florida Comprehensive Emergency Management Plan to allow the Department of Agriculture and Consumer Services to create the State Agricultural Response Team; specifying requirements, responsibilities, and duties of the team; amending s. 316.565, F.S.; authorizing the Department of Transportation to waive certain weight load restrictions and permit verifications for the transport of agricultural products from fields or packinghouses to public transportation facilities after certain natural disasters; authorizing the extension of such waivers for certain purposes; authorizing the department to issue or accept electronic verification of permits during specified periods; requiring the department to designate certain routes and render assistance in moving agricultural products under such circumstances; requiring the Department of Highway Safety and Motor Vehicles to consult with certain entities in implementing specified emergency provisions; creating s. 604.71, F.S.; requiring the Department of Transportation to create and administer a program to install directional signs to assist visitors in locating certain agritourism facilities; specifying requirements for the placement of signs; specifying qualifications for the program; requiring the department to adopt rules and coordinate with the Department of Agriculture and Consumer Services in administering the program; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Commission on Community Service	
Appointees: Davis, John F., Orlando	09/14/2020
Spann, Judi S., Jacksonville Beach	09/14/2019
Syed, Sabeen Perwaiz, Jacksonville	09/14/2018
Board of Trustees of Florida State College at Jacksonville	
Appointee: Majdanics, Thomas J., Jacksonville	05/31/2021
Board of Trustees of Seminole State College	
Appointee: Lockhart, Amy L., Sanford	05/31/2021
Board of Hearing Aid Specialists	
Appointee: Hollern, Thomas M., Tallahassee	10/31/2021
Florida Real Estate Commission	
Appointee: Sanchez, Guy, Jr., Windermere	10/31/2021

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University	
Appointee: Levine, Bradley M., Boca Raton	01/26/2023

Referred to the Committees on Education; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 75 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Ponder, Clemons, Drake, Fine, Fischer, Harrell, Silvers, Slosberg, White—

HB 75—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; requiring each institution to report to the State Board of Education the number and value of fee waivers granted annually; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 83, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Spano—

CS for CS for HB 83—A bill to be entitled An act relating to agency rulemaking; amending s. 120.54, F.S.; requiring certain notices to include an agency website address for a specified purpose; requiring an agency to prepare a statement of estimated regulatory costs before adopting or amending any rule other than an emergency rule; requiring an agency to prepare a statement of estimated regulatory costs before repealing a rule in certain circumstances; requiring that certain rule repeals be considered presumptively correct by the Administrative Procedures Committee or in certain proceedings; conforming provisions to changes made by the act; amending s. 120.541, F.S.; conforming provisions to changes made by the act; requiring the Department of State to include on the Florida Administrative Register website the agency website addresses where statements of estimated regulatory costs can be viewed in their entirety; requiring certain agencies to provide such addresses and revision notices to the department for publication in the Florida Administrative Register; amending ss. 120.55 and 120.56, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 119 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Pigman—

HB 119—A bill to be entitled An act relating to adult cardiovascular services; amending s. 408.0361, F.S.; establishing criteria that must be included by the Agency for Health Care Administration in rules relating to the licensure of certain hospitals performing percutaneous coronary intervention procedures; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 135, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Ausley, Ahern, Stevenson, Willhite—

CS for HB 135—A bill to be entitled An act relating to motor vehicle registration applications; amending s. 320.02, F.S.; requiring the application for motor vehicle registration to include language indicating an applicant is deaf or hard of hearing; requiring such information to be included in certain databases; providing for distribution of a voluntary contribution to Preserve Vision Florida; amending s. 320.27, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 281, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Williams, Daniels, Albritton, Gonzalez, Harrell, Jenne, Killebrew—

HB 281—A bill to be entitled An act relating to incarcerated parents; creating s. 39.6021, F.S.; requiring the Department of Children and Families to obtain specified information from a facility where a parent is incarcerated under certain circumstances; providing an exception; requiring that a parent who is incarcerated be included in case planning and provided with a copy of the case plan; providing requirements for case plans; specifying that the incarcerated parent is responsible for complying with facility procedures and policies to access services or maintain contact with his or her children as provided in the case plan; requiring the parties to the case plan to move to amend the case plan if a parent becomes incarcerated after a case plan has been developed and the parent's incarceration has an impact on permanency for the child; requiring that the case plan include certain information if the incarcerated parent is released before it expires; requiring the department to include certain information in the case plan if the incarcerated parent does not participate in its preparation; providing construction; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 283 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raschein—

HB 283—A bill to be entitled An act relating to cardiac programs; amending s. 408.0361, F.S.; granting an exception from volume requirements for diagnostic cardiac catheterization procedures and ischemic heart disease diagnoses for certain hospitals providing adult cardiovascular services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 313 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Grant, M.—

CS for HB 313—A bill to be entitled An act relating to access to health care practitioner services; amending s. 456.013, F.S.; exempting physicians who provide a certain number of hours of pro bono services from continuing education requirements; amending s. 458.310, F.S.; revising the eligibility criteria for a restricted license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 458.3105, F.S.; establishing a registration program for volunteer retired physicians; providing eligibility criteria for such registration; requiring biennial registration renewal; requiring the Department of Health to waive certain fees; authorizing the Board of Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations; amending s. 458.311, F.S.; revising the physician licensure criteria applicable to Canadian applicants; amending s. 458.319, F.S.; requiring the department to waive a physician's license renewal fee under certain circumstances; deleting an obsolete date; creating s. 459.00751, F.S.; providing legislative intent; authorizing the Board of Osteopathic Medicine to issue a restricted license to qualified applicants; providing eligibility criteria for such license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 459.00752, F.S.; establishing a registration program for volunteer retired osteopathic physicians; providing eligibility criteria for such registration; requiring biennial registration renewal; requiring the Department of Health to waive certain fees; authorizing the Board of Osteopathic Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations;

amending s. 459.008, F.S.; requiring the department to waive an osteopathic physician's license renewal fee under certain circumstances; deleting an obsolete date; amending s. 766.1115, F.S.; revising the definition of the term "low-income" for purposes of the Access to Health Care Act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 317 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Ingoglia—

CS for CS for HB 317—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; providing that a referendum to adopt or amend a local discretionary sales surtax must be held at a general election; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 429 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Pigman—

CS for CS for HB 429—A bill to be entitled An act relating to donation and transfer of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish on its website an educational pamphlet relating to certain tissue transplants; requiring the educational pamphlet to include specified information relating to the risks and benefits of human cell, tissue, and cellular and tissue-based product transplants; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 513 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Rommel—

HB 513—A bill to be entitled An act relating to distributing pharmaceutical drugs and devices; amending s. 465.027, F.S.; revising an exception to pharmacy regulations for certain manufacturers and distributors of dialysis drugs or supplies; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 529 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Diaz, M.—

CS for HB 529—A bill to be entitled An act relating to the Florida Fire Prevention Code; amending s. 633.202, F.S.; requiring that door-step refuse and recycling collection containers be allowed in exit access corridors of certain apartment occupancies under certain circumstances; authorizing authorities having jurisdiction to approve certain alternative containers and storage arrangements; requiring such authorities to allow apartment occupancies a phase-in period until a specified date to comply; providing for future repeal; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 533 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) Hager, Stark—

CS for HB 533—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; authorizing property and casualty insurers to refuse to insure or continue to insure an applicant or insured for failing to purchase certain noninsurance motor vehicle services; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 539 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Careers & Competition Subcommittee and Representative(s) Cortes, B.—

CS for HB 539—A bill to be entitled An act relating to alarm confirmation; amending s. 489.529, F.S.; revising requirements for alarm confirmation to include additional methods by which an alarm monitoring company may confirm a residential or commercial intrusion/burglary alarm signal and to require that two attempts be made to confirm an alarm signal; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 545 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Fine, Moskowitz, Daniels, Drake, Edwards-Walpole, Fant, Fischer, Hager, Ponder, Rommel, Silvers, Slosberg, Spano, Stark, Stevenson, White, Yarborough—

HB 545—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination in specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or en-

tering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 599 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Altman—

HB 599—A bill to be entitled An act relating to lis pendens; amending s. 48.23, F.S.; providing that a person who acquires for a value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 619 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Post-Secondary Education Subcommittee and Representative(s) Nuñez, Raschein—

CS for HB 619—A bill to be entitled An act relating to the renaming of Florida College System institutions; amending s. 1000.21, F.S.; changing the name of "Florida Keys Community College" to "The College of the Florida Keys"; changing the name of "North Florida Community College" to "North Florida College; providing an effective date.

—was referred to the Committees on Education; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 651 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Yarborough—

HB 651—A bill to be entitled An act relating to state employment; repealing s. 110.181, F.S., relating to Florida State Employees' Charitable Campaign; creating s. 110.182, F.S.; prohibiting an organization, entity, or person from intentionally soliciting state employees for fundraising or business purposes within specified areas during specified times; providing exceptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 721 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Silvers—

CS for HB 721—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 397.321, F.S.; deleting a requirement that the Department of Children and Families develop a certification process by rule for community substance abuse prevention coalitions; amending ss. 916.13 and 916.15, F.S.; requiring the department to request medical information from jails pertaining to certain defendants within a specified timeframe; requiring jails to provide such information to the department within a specified timeframe; requiring the continued administration of psychotropic medication to certain defendants upon their discharge and transfer to jails under certain conditions; specifying that final authority regarding the administration of such medication rests with the jail physician; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 973 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Daniels, Plasencia—

HB 973—A bill to be entitled An act relating to performance of physician assistants and advanced registered nurse practitioners; amending ss. 458.347 and 459.022, F.S.; authorizing a physician assistant to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician; providing an exception; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician within the framework of an established protocol and under supervision; providing an exception; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6003, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) White—

HB 6003—A bill to be entitled An act relating to the Participant Local Government Advisory Council; amending s. 218.409, F.S.; abolishing the Participant Local Government Advisory Council; amending ss. 218.421 and 218.422, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6009 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Geller, Davis, Jenne—

HB 6009—A bill to be entitled An act relating to write-in candidates; repealing s. 99.0615, F.S., relating to write-in candidate residency requirements; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6013 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Byrd, Fischer, Clemons, Fant—

HB 6013—A bill to be entitled An act relating to return of property; amending s. 933.14, F.S.; deleting a provision requiring a court to order the return of a pistol or firearm when the pistol or firearm is taken by an officer with a search warrant or without a search warrant upon viewing a breach of the peace; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7029 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Edwards-Walpole, White—

HB 7029—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.0583, F.S., which provides an exemption from public record requirements for certain criminal history records ordered expunged that are retained by the Department of Law Enforcement; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7031 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Burgess—

HB 7031—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 286.01141, F.S., which provides an exemption from public meeting requirements for certain portions of meetings by a duly constituted criminal justice commission; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7033 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee and Representative(s) Ingram—

HB 7033—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of State without modification; amending s. 20.106, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7035 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Natural Resources & Public Lands Subcommittee and Representative(s) McClain—

HB 7035—A bill to be entitled An act relating to ratification of St. Johns River Water Management District rules; ratifying a specified rule relating to implementation of the water management district's prevention strategy to address the Silver Springs minimum flows and water levels, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7045 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee and Representative(s) Nuñez—

HB 7045—A bill to be entitled An act relating to the Legislature; fixing the date for convening the 2020 Regular Session of the Legislature; providing an effective date.

—was referred to the Committee on Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 7 was corrected and approved.

CO-INTRODUCERS

Senators Brandes—SB 190, CS for SB's 1400 and 1640; Campbell—SB 486, CS for SB 852; Perry—SB 138, CS for CS for SB 664, SB 764, CS for SB 1206, CS for SB 1392; Powell—CS for SB 614, CS for SB 1494, SR 1904; Rouson—SB 486; Taddeo—CS for SB 614; Torres—SM 882

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 5:09 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, February 14 or upon call of the President.



Journal of the Senate

Number 11—Regular Session

Wednesday, February 14, 2018

CONTENTS

Co-Introducers	352
Committee Substitutes, First Reading	349
Executive Business, Appointments	352
Executive Business, Reports	348
Introduction and Reference of Bills	349
Reports of Committees	347, 348
Senate Pages	352

REPORTS OF COMMITTEES

The Committee on Education recommends the following pass: SB 188

The bill was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1094

The Committee on Ethics and Elections recommends the following pass: SB 582

The Committee on Transportation recommends the following pass: SB 1188

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

The Committee on Commerce and Tourism recommends the following pass: SB 1302

The Committee on Community Affairs recommends the following pass: CS for SB 1274; CS for SB 1282

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 46; SB 48; SB 532; CS for SB 808; CS for SB 1850

The Committee on Health Policy recommends the following pass: CS for SB 260; CS for SB 1106

The Committee on Judiciary recommends the following pass: SB 112; CS for SB 300; SB 952; CS for SB 1230

The Committee on Transportation recommends the following pass: SB 922

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 486

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1046

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB's 1400 and 1640

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 1082

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1504

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 900

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1280

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1006

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1180

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1576

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1364

The Committee on Judiciary recommends a committee substitute for the following: SB 28

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1044

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 858

The Committee on Education recommends a committee substitute for the following: SB 1644

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 316

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1880

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 706; SB 1142

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 666; CS for SB 854; SB 938; CS for SB 942; SB 982; SB 1424; SB 1440

The Appropriations Subcommittee on General Government recommends the following pass: CS for SB 448; CS for SB 614; SB 780; SB 954

The Appropriations Subcommittee on Higher Education recommends the following pass: SB 252; SB 1398

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 470; SB 1002

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 190; CS for SB 438; CS for SB 1412

The Appropriations Subcommittee on Higher Education recommends committee substitutes for the following: SB 764; SB 1064; SB 1156

The Appropriations Subcommittee on Pre-K - 12 Education recommends committee substitutes for the following: SB 654; CS for SB 732; CS for SB 1056; CS for SB 1172; CS for SB 1756

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: SB 382; SB 1012; CS for SB 1244

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Transportation

Appointee: Dew, Michael J.

Pleasure of
Governor

The Committee on Communications, Energy, and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Florida Public Service Commission

Appointee: Fay, Andrew

01/01/2022

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

Office and Appointment

*For Term
Ending*

Board of Trustees, Florida A & M University

Appointee: Moore, Kimberly Ann

01/06/2023

Board of Trustees, Florida Atlantic University

Appointee: Burns, Brent D.

01/06/2023

Board of Trustees, University of Central Florida

Appointees: Lord, John Stanley
Seay, Beverly Jo

01/06/2020
01/06/2023

Board of Trustees, Florida State University

Appointee: Henderson, Jim W.

01/06/2023

Board of Trustees, Florida Gulf Coast University

Appointee: Eide, Richard P., Jr.

01/06/2023

Board of Trustees, Florida International University

Appointees: Colson, Dean C.
Tovar, Rogelio "Roger"

01/06/2021
01/06/2023

Board of Trustees, New College of Florida

Appointee: Skestos, George A.

01/06/2023

Board of Trustees, Florida Polytechnic University

Appointee: Saco, Louis S.

11/07/2022

Board of Trustees, University of North Florida

Appointee: Egan, Anne T.

01/06/2023

Board of Trustees, University of West Florida

Appointees: Collins, Adrienne
Lewis, Suzanne

01/06/2020
01/06/2023

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education	
Appointee: Gibson, Benjamin J.	12/31/2020
Board of Governors of the State University System	
Appointees: Jordan, Darlene L.	01/06/2024
Kitson, Sydney William	01/06/2024
Levine, Alan M.	01/06/2024
Board of Trustees, Florida A & M University	
Appointee: Carter, Matthew M. II	01/06/2023
Board of Trustees, Florida Gulf Coast University	
Appointee: Gable, Robert Blakeslee	01/06/2023
Board of Trustees, Florida International University	
Appointee: Alvarez, Cesar L.	01/06/2023
Board of Trustees, University of Florida	
Appointee: O'Keefe, Daniel T.	01/06/2023

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Management Services	
Appointee: Rock, Erin Marie-Geraghty	Pleasure of Governor

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Tampa-Hillsborough County Expressway Authority	
Appointees: Alvarez, Daniel A., Sr.	07/01/2021
Cassidy, Vincent J.	07/01/2021
Oxtal, Shaun R.	07/01/2018
Secretary of Transportation	
Appointee: Dew, Michael J.	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Taddeo—

SB 1010—A bill to be entitled An act for the relief of Jorge L. Dominguez, Chelsea Beatrice Dominguez, Brittney Delores Dominguez, and Tori Alexis Dominguez by Hillsborough County; providing for an appropriation to compensate them for the wrongful death of Darcia Lynn Dominguez, which occurred as the result of the negligence of Hillsbor-

ough County and one of its employees; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Montford—

CS for SB 28—A bill to be entitled An act for the relief of Christopher Cannon; providing an appropriation to compensate him for injuries and damages sustained as a result of the alleged negligence of the City of Tallahassee; providing that the appropriation satisfies all present and future claims arising out of the alleged negligent acts; providing a limitation on the payment of attorney and lobbying fees and costs; providing an effective date.

By the Committee on Ethics and Elections; and Senator Stewart—

CS for SB 316—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senators Steube and Grimsley—

CS for CS for SB 706—A bill to be entitled An act relating to crime stoppers organizations; creating s. 90.595, F.S.; defining terms; prohibiting a person who engages in privileged communication, a law enforcement crime stoppers coordinator or his or her staff, or an officer, a director, or an employee of a crime stoppers organization from being required to disclose or produce privileged communications or protected information; providing an exception; authorizing a person charged with a criminal offense to petition the court to inspect the protected information under certain circumstances; authorizing a court to disclose all or a portion of the protected information; providing criminal penalties; providing an effective date.

By the Committees on Commerce and Tourism; and Community Affairs; and Senators Steube, Mayfield, and Taddeo—

CS for CS for SB 858—A bill to be entitled An act relating to daylight saving time; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Flores—

CS for CS for SB 900—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; providing definitions; granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter died as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act are to be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; providing a declaration of important state interest; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Montford, Taddeo, and Torres—

CS for SB 1006—A bill to be entitled An act relating to disaster response and preparedness; amending s. 252.35, F.S.; modifying requirements for the state comprehensive emergency management plan and statewide public awareness programs administered by the Division of Emergency Management; requiring the division to deploy resources to provide certain guidance to entities to ensure the receipt of maximum allowable reimbursements from the Federal Government for disaster-related expenditures; creating s. 252.3551, F.S.; requiring the division to establish and maintain a registry with homeless shelters and service providers for specified purposes; amending s. 252.3568, F.S.; revising requirements for the development of strategies regarding the sheltering of persons with service animals; requiring the division to publish information on its website regarding policies on the acceptance of service animals or pets at shelters; amending s. 252.38, F.S.; requiring that, upon the request of the director of a local emergency management agency, Florida College System institutions and state universities participate in emergency management activities through the provision of facilities and personnel; requiring Florida College System institutions and state universities that provide transportation assistance in an emergency evacuation to coordinate the use of vehicles and personnel with local emergency management agencies; amending s. 252.385, F.S.; updating references to community colleges; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Book and Campbell—

CS for SB 1044—A bill to be entitled An act relating to victims of human trafficking; providing a short title; creating s. 787.061, F.S.; providing legislative findings; defining terms; providing a civil cause of action for victims of human trafficking against a trafficker or facilitator; providing procedures and requirements for bringing a claim; providing for damages, penalties, punitive damages, attorney fees, expenses, and costs; requiring a court to impose civil penalties in certain circumstances; providing for the deposit or distribution of civil penalties; requiring the equal distribution of punitive damages between victims and the trust fund; providing that such actions are subject to specified statute of limitations; providing an affirmative defense for owners or operators of public lodging establishments under certain circumstances; amending s. 772.104, F.S.; specifying that certain provisions concerning civil actions for criminal practices do not apply to actions that may be brought under s. 787.061, F.S.; amending s. 95.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Book and Campbell—

CS for SB 1046—A bill to be entitled An act relating to trust funds; creating s. 787.0611, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Law Enforcement; providing the funding sources for the trust fund; requiring the department to administer the fund; providing the purpose of the trust fund; authorizing the department to contract with certain entities, subject to availability of funds and appropriations; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Transportation; and Senator Simmons—

CS for SB 1082—A bill to be entitled An act relating to electric vehicle charging stations; amending s. 318.18, F.S.; specifying a non-criminal fine for the unlawful parking of a vehicle in an electric vehicle charging station; amending s. 366.94, F.S.; revising the penalties for the unlawful parking of a vehicle in an electric vehicle charging station; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 1142—A bill to be entitled An act relating to the expunction and sealing of criminal history records; amending s. 943.0585, F.S.; revising the eligibility requirements for expunction of criminal history records to include instances in which a judgment of acquittal or

a verdict of not guilty was rendered; amending s. 943.059, F.S.; clarifying the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for the sealing of a criminal history record; providing effective dates.

By the Committee on Ethics and Elections; and Senators Steube and Brandes—

CS for SB 1180—A bill to be entitled An act relating to county and municipal public officers; amending s. 112.061, F.S.; requiring that requests for travel authorization by county or municipal public officers be approved by the governing body of the county or municipality at a regularly scheduled meeting; specifying requirements for such requests; requiring that approved travel be posted on the county's or municipality's website for a specified timeframe; providing an exception for county constitutional officers; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Steube—

CS for SB 1280—A bill to be entitled An act relating to involuntary commitment; amending s. 393.11, F.S.; revising the composition of the petitioning commission; requiring the Agency for Persons with Disabilities to provide certain notice of eligibility determinations; requiring the court to conduct annual hearings on the continued need for involuntary placement in residential services; revising duties of the court in hearings for involuntary admission; requiring the court to pay reasonable fees for the evaluation and testimony by members of the examining committee; deleting a provision requiring such fees to be paid from each county's general revenue fund; providing for participation of a guardian or guardian advocate in placement determinations; amending s. 916.301, F.S.; revising provisions relating to court appointment of certain qualified experts to evaluate a defendant's mental condition; amending s. 916.3012, F.S.; revising provisions governing acceptable recommended training for a defendant determined incompetent to proceed; amending s. 916.302, F.S.; requiring the court to hold a competency hearing within a specified timeframe when a defendant is competent to proceed; providing for referral of dually diagnosed defendants to the Department of Children and Families or the agency for placement in a facility; providing for transferring a defendant between the department and the agency under certain circumstances; amending s. 916.3025, F.S.; providing for the court to retain jurisdiction over certain defendants found nonrestorable to competency; amending s. 916.303, F.S.; revising provisions governing the dismissal of charges against a defendant found to be incompetent to proceed and who does not have a guardian or guardian advocate; amending s. 916.304, F.S.; providing a limitation on conditional release for community-based competency training for a defendant who is incompetent to proceed; providing an effective date.

By the Committee on Health Policy; and Senator Rader—

CS for SB 1364—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements to certain identifying and location information of current or former directors, managers, supervisors, nurses, and clinical employees of substance abuse service providers that are licensed under part II of ch. 397, F.S., and the spouses and children thereof; providing for retroactive applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Regulated Industries; and Community Affairs; and Senators Steube, Simmons, and Brandes—

CS for CS for SB's 1400 and 1640—A bill to be entitled An act relating to vacation rentals; providing a directive to the Division of Law Revision and Information; creating s. 509.601, F.S.; providing a short title; creating s. 509.603, F.S.; providing legislative findings; specifying purpose; preempting certain regulation and control of vacation rentals to the state; specifying authority of the Division of Hotels and Restaurants over regulation of vacation rentals; requiring the division to adopt rules; providing legislative intent; specifying applicability of the preemption; creating s. 509.604, F.S.; preempting licensing of vacation

rentals to the state; requiring vacation rentals to obtain a license; specifying that individuals cannot transfer licenses; specifying a penalty for operating without a license; requiring local law enforcement to assist with enforcement; specifying that the division may refuse to issue or renew a license under certain circumstances; specifying that licenses must be renewed annually and that the division must adopt rules for staggered renewals; specifying the manner in which administrative proceedings proceed upon the expiration of a license; specifying that persons intending to use a property as a vacation rental apply for and receive a license before use; requiring applications for a license to include the operator's emergency contact phone number; requiring the division to issue a temporary license upon receipt of an application; requiring such licenses to be displayed in a vacation rental; creating s. 509.605, F.S.; requiring the division to adopt rules regarding certain license and delinquent fees; specifying the maximum number of units under one license; specifying requirements regarding such fees; creating s. 509.6051, F.S.; specifying maximum occupancy for vacation rentals; creating s. 509.606, F.S.; providing penalties for violations; specifying the circumstances that constitute a separate offense of a critical law or rule; specifying circumstances under which a closed-for-operation sign must be posted; specifying where administrative fines must be paid and credited to; specifying the maximum amount of time a vacation rental license may be suspended; specifying certain circumstances where the division may fine, suspend, or revoke the license of a vacation rental; specifying that persons are not entitled to a license when administrative proceedings have been or will be brought against a licensee; providing enforcement for noncompliance with final orders or other administrative actions; authorizing the division to refuse the issuance or renewal of a license until all fines have been paid; creating s. 509.607, F.S.; specifying that vacation rentals are to be treated as transient rentals regarding certain landlord and tenant provisions; exempting persons renting or advertising for rent from certain real estate regulations; creating s. 509.608, F.S.; preempting inspection of vacation rentals to the state; specifying that the division is solely responsible for inspections and quality assurance; specifying that the division has a right of entry and access for performing inspections; prohibiting the division from establishing certain rules; specifying that vacation rentals must be made available for inspection upon request; specifying procedures for vulnerable adults appearing to be victims of neglect and, in the case of buildings without automatic sprinkler systems, persons who may not be able to self-preserve in an emergency; requiring the division to inspect vacation rentals when necessary to respond to emergencies and epidemiological conditions; amending s. 509.609, F.S.; specifying additional requirements when a specified number of certain vacation rental units that are under common ownership are rented out for a specified number of nights per year; specifying inspection requirements for such vacation rentals; specifying penalties; requiring the division to audit at least a specified number such vacation rentals per year; amending s. 509.013, F.S.; revising and defining terms; amending s. 509.032, F.S.; specifying provisions for inspection of vacation rentals; revising the requirements of a report relating to inspection of public lodging and public food service establishments; specifying that local governments may regulate activities that arise when a property is used as a vacation rental, subject to certain conditions; grandfathering certain local laws, ordinances, and regulations; requiring the division to make vacation rental license information available to the public and local governments; deleting a prohibition against certain local regulation of vacation rentals; amending ss. 159.27, 212.08, 316.1955, 404.056, and 477.0135, F.S.; conforming cross-references; amending ss. 509.072, 509.091, 509.092, 509.095, 509.101, 509.111, 509.141, 509.142, 509.144, 509.162, 509.191, 509.2015, 509.211, 509.2112, and 509.215, F.S.; conforming provisions to changes made by the act; amending s. 509.221, F.S.; conforming provisions to changes made by the act; revising a provision that excludes vacation rentals from certain sanitary regulations for public lodging; amending s. 509.241, F.S.; conforming provisions to changes made by the act; amending s. 509.242, F.S.; removing vacation rentals from the classifications of public lodging establishments; amending ss. 509.251, 509.281, 509.302, 509.4005, 509.401, 509.402, 509.405, 509.409, and 509.417, F.S.; conforming provisions to changes made by the act; amending ss. 553.5041, 717.1355, and 877.24, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Rouson—

CS for SB 1504—A bill to be entitled An act relating to tax deed sales; amending s. 197.502, F.S.; requiring a tax certificateholder to pay

specified costs required to bring the property on which taxes are delinquent to sale; requiring the tax collector to cancel a tax deed application if certain costs are not paid within a specified period for certain purposes; revising procedures for applying for, recording, and releasing tax deed applications; revising provisions to require property information reports for certain purposes; prohibiting a tax collector from accepting or paying for a property information report under certain circumstances; amending s. 197.522, F.S.; authorizing a clerk to rely on addresses provided by the tax collector for specified purposes; amending s. 197.582, F.S.; revising procedures for the disbursement of surplus funds by clerks; providing forms for use in noticing and claiming surplus funds; specifying methods for delivering claims to the clerk's office; providing deadlines for filing claims; providing procedures to be used by clerks in determining disbursement of surplus funds; authorizing a tax deed recipient to pay specified liens; specifying procedures to be used by the tax clerk if surplus funds are not claimed; providing applicability; providing an effective date.

By the Committees on Community Affairs; and Agriculture; and Senators Steube and Perry—

CS for CS for SB 1576—A bill to be entitled An act relating to animal welfare; creating s. 823.151, F.S.; providing legislative findings; requiring specified entities that take receivership of lost or stray dogs or cats to adopt written policies and procedures to ensure that every reasonable effort is made to quickly and reliably return owned animals to their owners; providing requirements for such policies and procedures; requiring that specified records be available to the public; amending s. 828.12, F.S.; authorizing a court to prohibit certain offenders from owning or having custody or control over animals; amending s. 921.0022, F.S.; revising the ranking of offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Education; and Senators Lee, Baxley, Steube, and Mayfield—

CS for SB 1644—A bill to be entitled An act relating to instructional materials; amending s. 1006.283, F.S.; requiring district school board rules to include a longer public review period for student editions of recommended instructional materials; requiring district school boards to establish by rule a process by which certain persons may recommend instructional materials for consideration by district instructional materials reviewers; requiring a district school board to provide notification to certain publishers; amending s. 1006.31, F.S.; requiring public access to and an opportunity to comment on instructional materials recommended for adoption; requiring certain comments to be provided to the Commissioner of Education; requiring specified virtual presentations to be posted on the Department of Education's website; authorizing members of the public to recommend instructional materials for consideration; requiring the Department of Education to provide notification to certain publishers; conforming a cross-reference; amending s. 1006.34, F.S.; exempting certain instructional materials from certain public review procedures under certain circumstances; authorizing district school board members to initiate certain public review procedures before instructional materials are adopted under certain conditions; amending s. 1006.40, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senators Broxson and Mayfield—

CS for CS for SB 1880—A bill to be entitled An act relating to public records and public meetings; creating s. 627.352, F.S.; providing an exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a

closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing a directive to the Division of Law Revision and Information; providing an effective date.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Acupuncture Appointee: Veon, Kathy, Longwood	10/31/2021
Jacksonville Aviation Authority Appointee: Carson, Giselle, Jacksonville	09/30/2021
Board of Architecture and Interior Design Appointee: Toppe, Jonathan R., St. Petersburg	10/31/2021
Barbers' Board Appointees: Smith, Monica Schuloff, Palmetto Bay Wold, Veronica F., Crawfordville	10/31/2021 10/31/2021
Florida Commission on Community Service Appointee: Collins, Meghan, Tallahassee	09/14/2018
Board of Trustees of Florida Keys Community College Appointee: Madok, Kevin, Big Pine Key	05/31/2020
Board of Trustees of Gulf Coast State College Appointee: Millaway, Steve D., Panama City Beach	05/31/2021
Board of Trustees of Florida Gateway College Appointees: McInnis, Kathryn Land, Old Town Randolph, Athena, Lake City	05/31/2021 05/31/2019
Board of Trustees of Lake-Sumter State College Appointee: Jones, Bret, Clermont	05/31/2019
Board of Trustees of South Florida State College Appointee: Bryan, Derren J., Bowling Green	05/31/2019
Commission on Ethics Appointees: Coone, Ashley, Arcadia Norris, Guy W., Lake City	06/30/2018 06/30/2019
Governor's Mansion Commission Appointees: Beruff, Janelle L., Bradenton Kelly, Kathleen, Thomasville	09/30/2021 09/30/2021
Board of Nursing Appointees: Glymph, Derrick C., Pembroke Pines Johnson, Lisa R., Ft. Myers Whitson, Kathryn L., Jacksonville	10/31/2020 10/31/2019 10/31/2019
Florida Real Estate Appraisal Board Appointee: del Valle, Armando, Miami Lakes	10/31/2021

Office and Appointment

For Term Ending

Florida Real Estate Commission Appointee: Fryer, Richard T., Lake Mary	10/31/2021
West Florida Regional Planning Council, Region 1 Appointee: Qualls, Kurvin, Jay	Pleasure of Governor

Referred to the Committee on Ethics and Elections.

Office and Appointment

For Term Ending

State Board of Education Appointee: Johnson, Marva Brown, Winter Garden	12/31/2021
Board of Trustees, University of Central Florida Appointee: Gaekwad, Digvijay "Danny," Ocala	01/06/2023
Board of Trustees, Florida State University Appointee: Gonzalez, Jorge, Miramar Beach	01/06/2021
Board of Trustees, Florida Gulf Coast University Appointee: Smith, Stephen Moore, Naples	01/06/2021
Board of Trustees, Florida Polytechnic University Appointee: Wendt, Gary C., Ft. Lauderdale	06/30/2022
Board of Trustees, University of South Florida Appointee: Tokarz, Charles, Sarasota	01/06/2021

Referred to the Committees on Education; and Ethics and Elections.

Office and Appointment

For Term Ending

Florida Transportation Commission Appointee: Howse, Ronald S., Cocoa	09/30/2021
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Referred to the Committees on Transportation; and Ethics and Elections.

CO-INTRODUCERS

Senators Brandes—SB 1180; Campbell—CS for SB 260, SB 358, CS for SB 376, SB 382, CS for SB 438, CS for CS for SB 536, CS for SB 620, SB 780, SB 1044, SB 1046, CS for SB 1274, SB 1370, SB 1448; Mayfield—SB 532, CS for SB 1880; Perry—SB 76, SB 82, CS for SB 152, SB 360, SB 672, SB 748; Taddeo—SB 432

Senator Campbell withdrew as co-introducer of SB 688.

SENATE PAGES

February 12-16, 2018

Kiera Cole, Jacksonville; Tahja Chavis, Monticello; Joseph Dougherty, Clermont; Riayona Evans, West Palm Beach; John Flemm IV, Windermere; Ameion Hamlet, Tallahassee; Keyon Hammond, Blountstown; Savannah Harrison, Wewahatchka; Daja Jackson, Tallahassee; Kian Magill, Palm City; Jeremy Michael, New Port Richey; Grace Robinson, Largo; Michele Rubinstein, Boca Raton; Kearston Sellers, Crawfordville; Kiara Thompson, Tallahassee



Journal of the Senate

Number 12—Regular Session

Tuesday, February 20, 2018

CONTENTS

Co-Introducers	365
Committee Substitutes, First Reading	355
Executive Business, Reports	354
House Messages, Final Action	364
House Messages, First Reading	361
Reference Changes, Rule 4.7(2)	360
Reports of Committees	353, 354
Senate Pages	365

REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: HM 817

The Committee on Criminal Justice recommends the following pass: SB 1178

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

The Committee on Agriculture recommends the following pass: CS for SB 776

The Committee on Appropriations recommends the following pass: CS for SJR 792

The Committee on Regulated Industries recommends the following pass: CS for SB 1128

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

The Committee on Appropriations recommends the following pass: CS for SB 450; CS for SB 614; SB 752; SB 780; SB 938; CS for SB 942; SB 982; SB 1248; SB 1424

The Committee on Rules recommends the following pass: CS for SB 8; CS for CS for SB 618; SB 674; SB 738; CS for CS for SB 970; SB 988; SB 1776

The bills were placed on the Calendar.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1308

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 1622

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1384

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1024

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 574

The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1678

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

The Committee on Health Policy recommends a committee substitute for the following: SB 744

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 920

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1042; CS for SB 1650

The Committee on Judiciary recommends committee substitutes for the following: SB 918; CS for SB 1256

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

The Committee on Appropriations recommends committee substitutes for the following: SB 382; CS for SB 470; SB 504; CS for SB 960; CS for CS for SB 1292

The Committee on Rules recommends committee substitutes for the following: CS for SB 164; SR 398; CS for SB 826; SB 894; CS for CS for SB 1020; SB 1316

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1332; CS for SB 1392; CS for SB 1780

The Appropriations Subcommittee on Finance and Tax recommends the following pass: CS for SB 730; CS for SB 1504

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 280; SB 1184; CS for SB 1874

The Appropriations Subcommittee on Higher Education recommends the following pass: CS for SB 844; SB 1712

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: SB 462; SB 1402; CS for SB 1664

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 14; SB 40; SB 1066

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: SB 694; SB 1270; SB 1318; CS for SB 1396; SB 1552

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: SB 840

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 710; CS for SB 1788; CS for SB 1876

The Appropriations Subcommittee on Higher Education recommends committee substitutes for the following: SB 1526; SB 1528

The Appropriations Subcommittee on Pre-K - 12 Education recommends a committee substitute for the following: CS for SB 1434

The Appropriations Subcommittee on the Environment and Natural Resources recommends committee substitutes for the following: SB 992; CS for SB 1612

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 1104; SB 1200; CS for SB 1450; SB 1884

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

State Board of Education

	<i>For Term Ending</i>
Appointees: Johnson, Marva Brown	12/31/2021
Olenick, Michael H.	12/31/2020
Tuck, Andy	12/31/2021
York, Joseph S.	12/31/2021

Board of Governors of the State University System

	<i>For Term Ending</i>
Appointees: Cerio, Timothy M.	01/06/2024
Frost, Patricia	01/06/2024
Lautenbach, Ned C.	01/06/2020
Patel, Jayprakash S.	01/06/2019
Zachariah, Zachariah P., M.D.	01/06/2019

Office and Appointment

Board of Trustees, Florida Atlantic University

Appointees: Levine, Bradley M.	01/06/2023
McDonald, Mary Beth	01/06/2021

Board of Trustees, University of Central Florida

Appointee: Gaekwad, Digvijay "Danny"	01/06/2023
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Board of Trustees, Florida State University

Appointees: Ballard, Kathryn S.	01/06/2023
Gonzalez, Jorge	01/06/2021

Board of Trustees, Florida Gulf Coast University

Appointee: Smith, Stephen Moore	01/06/2021
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Board of Trustees, Florida Polytechnic University

Appointee: Wendt, Gary C.	06/30/2022
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Board of Trustees, University of Florida

Appointee: Kuntz, Thomas G.	01/06/2023
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Board of Trustees, University of North Florida

Appointee: Bryan, Thomas A.	01/06/2023
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Board of Trustees, University of South Florida

Appointees: Horton, Oscar J.	01/06/2023
Muma, Leslie M.	01/06/2023
Tokarz, Charles	01/06/2021

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Fish and Wildlife Conservation Commission:

Office and Appointment

Executive Director, Fish and Wildlife Conservation Commission

Appointee: Sutton, Phillip Eric	Pleasure of Commission
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The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governing Board:

Office and Appointment

Executive Director of South Florida Water Management District

Appointee: Marks, Ernie III	Pleasure of the Board
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Executive Director of Suwannee River Water Management District

Appointee: Thomas, Hugh L.	Pleasure of the Board
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The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Fish and Wildlife Conservation Commission	
Appointees: Kellam, Joshua D.	01/05/2019
Lester, Gary L.	08/01/2022
Nicklaus, Gary T.	08/01/2022
Rood, Sonya A.	01/02/2022
Sole, Michael W.	08/01/2021
Spottswood, Robert A.	01/06/2023

Governing Board of the Northwest Florida Water Management District

Appointees: Costello, Jonathan M.	03/01/2020
Everett, Ted	03/01/2021
Pate, Jerome K.	03/01/2021
Spring, Samuel R.	03/01/2020

Governing Board of the St. Johns River Water Management District

Appointees: Bournique, Douglas C.	03/01/2020
Burnett, Douglas	03/01/2021
Dolan, Susan S.	03/01/2021
Price, Janet	03/01/2018

Governing Board of the South Florida Water Management District

Appointees: Fernandez, Federico E.	03/01/2020
O'Keefe, Daniel T.	03/01/2020
Tucker, Brandon D.	03/01/2021
Weisinger, Max "Jaime"	03/01/2021

Governing Board of the Southwest Florida Water Management District

Appointees: Beswick, Bryan K.	03/01/2020
Henslick, John R.	03/01/2021
Murphy, James G.	03/01/2021
Schleicher, Joel A.	03/01/2019
Smith, Rebecca J.	03/01/2021
Taylor, Mark Christopher	03/01/2020
Williamson, Michelle D.	03/01/2020

Governing Board of the Suwannee River Water Management District

Appointees: Johns, Virginia H.	03/01/2021
Sanchez, Virginia Marsh	03/01/2021

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor and Cabinet:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Environmental Protection	
Appointee: Valenstein, Noah	Pleasure of Governor and Cabinet

The Committee on Regulated Industries recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Zachem, Jonathan	Pleasure of Governor
Secretary of the Department of the Lottery	
Appointee: Poppell, James "Jim" W.	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Health Policy; and Senator Grimsley—

CS for CS for SB 164—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term "mammography"; amending s. 404.22, F.S.; conforming a change made by the act; creating s. 404.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

By the Committee on Appropriations; and Senators Book, Campbell, and Stewart—

CS for SB 382—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Rules; and Senators Bracy, Campbell, and Gibson—

CS for SR 398—A resolution recognizing the relationship between and shared interests of the people of Taiwan and the United States and supporting these interests, as well as future opportunities for international trade between the two nations.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Stargel—

CS for CS for SB 470—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 943.10, F.S.; defining the term "special operations forces"; amending s. 943.13, F.S.; authorizing a full-time, part-time, or auxiliary correctional officer to be employed at 18 years of age; exempting former special operations forces members who meet certain requirements from the Criminal Justice Standards and Training Commission-approved basic recruit training program; amending s. 943.131, F.S.; requiring an employing agency, training center, or criminal justice selection center to verify and document that special operations forces applicants meet certain requirements if the applicants seek an exemption from a basic recruit training program approved by the commission; requiring the employing agency, training center, or criminal justice selection center to submit the documentation to the commission; creating s. 944.145, F.S.; prohibiting a correctional officer who is under 19 years of age from supervising inmates; authorizing a correctional officer who is under 19 years of age to perform all other tasks performed by a full-time, part-time, or auxiliary correctional officer; reenacting ss. 943.1395(3) and 943.17296, F.S., relating to certification for employment or appointment as an officer and training in identifying and investigating elder abuse and neglect, re-

spectively, to incorporate the amendment made to s. 943.13, F.S., in references thereto; reenacting ss. 626.989(7), 943.133(1) and (6), and 943.1395(3), (9), and (10), F.S., relating to investigations by the Division of Investigative and Forensic Services, the responsibilities of certain employing entities, and certification for certain employment or appointment, respectively, to incorporate the amendment made to s. 943.131, F.S., in references thereto; providing an effective date.

By the Committee on Appropriations; and Senator Perry—

CS for SB 504—A bill to be entitled An act relating to motor vehicles; amending s. 316.003, F.S.; adding and revising definitions; conforming a cross-reference; amending s. 316.008, F.S.; authorizing a mobile carrier to be operated on sidewalks and crosswalks within a county or municipality when such use is permissible under federal law; providing construction; amending s. 316.2071, F.S.; authorizing a mobile carrier to operate on sidewalks and crosswalks; providing that a mobile carrier operating on a sidewalk or crosswalk has all the rights and duties applicable to a pedestrian under the same circumstances, except that the mobile carrier must not unreasonably interfere with pedestrians or traffic and must yield the right-of-way to pedestrians on the sidewalk or crosswalk; specifying requirements for a mobile carrier; prohibiting a mobile carrier from taking specified actions; amending s. 316.614, F.S.; requiring safety belt or, if applicable, child restraint usage by an operator or passenger of an autocycle; amending s. 320.01, F.S.; revising the term “motor vehicle”; including an autocycle in the definition of the term “motorcycle”; amending s. 320.02, F.S.; providing that a mobile carrier is not required to satisfy specified registration and insurance requirements; amending s. 322.03, F.S.; authorizing a person to operate an autocycle without a motorcycle endorsement; amending s. 322.12, F.S.; providing applicability; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle”; amending ss. 212.05, 316.303, 320.08, and 655.960, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Steube—

CS for SB 574—A bill to be entitled An act relating to tree and vegetation trimming and removal; amending s. 163.3209, F.S.; providing legislative findings; providing that local governments are liable for electric utility restoration costs under certain conditions; specifying a time limit for an electric utility to invoice a local government for such costs; specifying a burden of proof; deleting a requirement that an electric utility must meet with a local government upon request to discuss and submit the utility’s vegetation maintenance plan; deleting a provision regarding applicability to specimen trees, historical trees, or canopy protection areas; providing applicability when a local government and an electric utility agree on a written plan for certain specified purposes; creating s. 589.37, F.S.; providing legislative findings; prohibiting local governments from requiring permits or other approvals for vegetation maintenance and tree pruning or trimming within an established right-of-way managed by a water management district, water control district, or special district exercising chapter 298 powers; defining the term “vegetation maintenance and tree pruning or trimming”; specifying an exception; requiring water management districts, water control districts, and special districts exercising chapter 298 powers to provide certain advance notice before conducting vegetation maintenance under certain conditions; providing applicability; prohibiting the application of certain tree-related local regulations during emergencies; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 744—A bill to be entitled An act relating to laser hair removal or reduction; amending s. 478.42, F.S.; revising definitions; amending s. 478.43, F.S.; providing rulemaking authority to the Department of Health for regulating electrolysis services; repealing ss. 478.44 and 478.46, F.S., relating to the Electrolysis Council and temporary permits, respectively; providing for the validity of temporary permits previously issued by the Board of Medicine; providing for the expiration of such permits by a specified date, upon the issuance of a license to practice electrolysis, or upon notice that the applicant failed a written examination; amending s. 478.49, F.S.; providing certification requirements for licensed electrologists who perform laser hair removal or reduction; specifying that licensed electrologists must meet certain

direct supervision requirements; providing an exception; amending ss. 478.45, 478.47, 478.50, 478.51, 478.52, 478.53, and 478.55, F.S.; conforming provisions to changes made by the act; specifying that current rules relating to the practice of electrolysis remain in full force and effect unless revised by the department or superseded by other laws; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability; and Senator Hukill—

CS for CS for SB 826—A bill to be entitled An act relating to the taxpayers’ rights advocate; amending s. 20.21, F.S.; providing for the appointment of the taxpayers’ rights advocate within the Department of Revenue by the Chief Inspector General rather than by the department’s executive director; revising the supervisory authority over the taxpayers’ rights advocate; providing that the taxpayers’ rights advocate may be removed from office only by the Chief Inspector General; requiring the taxpayers’ rights advocate to furnish an annual report to the Governor, the Legislature, and the Chief Inspector General by a specified date; providing requirements for the report; amending s. 213.018, F.S.; conforming a provision to changes made by the act; amending s. 213.053, F.S.; requiring that information received by the department in connection with the administration of taxes be made available to the taxpayers’ rights advocate or his or her authorized agent in the performance of their official duties; providing that the person who serves as the taxpayers’ rights advocate as of a certain date shall continue to serve in such capacity until he or she voluntarily leaves the position or is removed by the Chief Inspector General; providing an effective date.

By the Committee on Rules; and Senator Garcia—

CS for SB 894—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term “business purpose loan”; amending s. 494.00115, F.S.; defining the term “hold himself or herself out to the public as being in the mortgage lending business”; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; reenacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Grimsley—

CS for SB 918—A bill to be entitled An act relating to clerks of the court; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a “surplus trustee”; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the Department of Financial Services; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 318.1451, F.S.; requiring all driver improvement course providers to transmit, within a specified timeframe, the individual completion certificate and citation number through the Florida Courts E-Filing Portal governed by the Florida Courts E-Filing Authority to the clerk of the circuit court in the county where the citation was issued; amending s. 717.113, F.S.; providing that certain funds remaining after a judicial sale and held in a court registry are not payable or distributable and are not subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Bradley and Braynon—

CS for CS for SB 920—A bill to be entitled An act relating to consumer finance; amending s. 559.715, F.S.; revising a requirement for an

assignee of the right to bill and collect a consumer debt to give the debtor written notice of the assignment; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to federal law; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Baxley—

CS for CS for SB 960—A bill to be entitled An act relating to mental health and substance abuse; amending s. 397.321, F.S.; deleting a provision requiring the Department of Children and Families to develop a certification process by rule for community substance abuse prevention coalitions; amending s. 397.403, F.S.; excluding certain substance abuse programs from specified licensure requirements; amending ss. 916.13 and 916.15, F.S.; requiring the department to request a defendant's medical information from a jail within a certain timeframe after receiving a commitment order and other required documentation; requiring the jail to provide such information within a certain timeframe; requiring the continued administration of psychotropic medication to a defendant if he or she is receiving such medication at a mental health facility at the time that he or she is discharged and transferred to the jail; providing an exception; requiring the jail and department physicians to collaborate on a defendant's medication changes for certain purposes; specifying that the jail physician has the final authority regarding the administering of medication to an inmate; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Regulated Industries; and Senators Young, Hutson, and Brandes—

CS for CS for CS for SB 1020—A bill to be entitled An act relating to alcohol deliveries; amending s. 561.57, F.S.; including an electronic order as a type of order construed as a sale made at a vendor's licensed place of business; authorizing a vendor to make certain deliveries in a

third-party vehicle under certain circumstances; providing that the vehicles used to make such deliveries are subject to certain inspections and searches under certain circumstances; requiring that the recipient's identity and age be verified and documented at the time of delivery; requiring that deliveries comply with s. 562.11, F.S.; providing an effective date.

By the Committee on Regulated Industries; and Senator Hukill—

CS for SB 1024—A bill to be entitled An act relating to ticket websites; creating s. 501.9735, F.S.; defining terms; prohibiting website operators from using specified information in the sale of certain tickets; providing an exception; providing civil penalties; providing for construction; specifying that certain entities are immune from liability under this act under certain circumstances; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Brandes and Passidomo—

CS for SB 1042—A bill to be entitled An act relating to notaries public; providing directives to the Division of Law Revision and Information; amending s. 117.01, F.S.; revising provisions relating to use of the office of notary public; amending s. 117.021, F.S.; requiring electronic signatures to include access protection; prohibiting a person from requiring a notary public to perform a notarial act with certain technology; requiring the Department of State, in collaboration with the Agency for State Technology, to adopt rules for certain purposes; amending s. 117.05, F.S.; revising limitations on notary fees to conform to changes made by the act; providing for inclusion of certain information in a jurat or notarial certificate; providing for compliance with online notarization requirements; providing for notarial certification of a printed electronic record; revising statutory forms for jurats and notarial certifications; amending s. 117.107, F.S.; providing applicability; revising prohibited acts; creating s. 117.201, F.S.; providing definitions; creating s. 117.209, F.S.; authorizing online notarizations; providing an exception; creating s. 117.215, F.S.; specifying the application of other laws in relation to online notarizations; creating s. 117.225, F.S.; specifying registration and qualification requirements for online notaries public; creating s. 117.235, F.S.; authorizing the performance of certain notarial acts; creating s. 117.245, F.S.; requiring a notary public to keep an electronic journal of online notarizations; specifying the information that must be included for each online notarization; requiring an online notary public to take certain steps regarding the maintenance and security of the electronic journal; creating s. 117.255, F.S.; specifying requirements for the use of electronic journals, signatures, and seals; requiring a notary public to provide notification of the theft, vandalism, or loss of an electronic journal, signature, or seal; authorizing an online notary public to make copies of electronic journal entries and to provide access to related recordings under certain circumstances; authorizing an online notary public to charge a fee for making and delivering such copies; creating s. 117.265, F.S.; prescribing online notarization procedures; specifying the manner by which an online notary public must verify the identity of a principal or a witness; requiring an online notary public to take certain measures as to the security of technology used; specifying that an electronic notarial certificate must identify the performance of an online notarization; specifying that noncompliance does not impair the validity of a notarial act or the notarized electronic record; providing construction; creating s. 117.275, F.S.; providing fees for online notarizations; creating s. 117.285, F.S.; specifying the manner by which an online notary public may supervise the witnessing of electronic records of online notarizations; creating s. 117.295, F.S.; providing standards for electronic and online notarizations; authorizing the Department of State, in collaboration with the Agency for State Technology, to adopt certain rules; creating s. 117.305, F.S.; superseding certain provisions of federal law regulating electronic signatures; amending s. 28.222, F.S.; requiring the clerk of the circuit court to record certain instruments; amending s. 95.231, F.S.; providing a limitation period for certain recorded instruments; amending s. 689.01, F.S.; providing for witnessing of documents in connection with real estate conveyances; providing for validation of certain recorded documents; amending s. 694.08, F.S.; providing for validation of certain recorded documents; amending s. 695.03, F.S.; providing and revising requirements for making acknowledgments, proofs, and other documents; amending ss. 695.04 and 695.05, F.S.; conforming provisions to changes made by the act; amending s. 695.28, F.S.; providing for va-

lidity of recorded documents; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Brandes—

CS for CS for SB 1256—A bill to be entitled An act relating to the search of the content, information, and communications of cellular phones, portable electronic communication devices, and microphone-enabled household devices; amending s. 934.01, F.S.; revising and providing legislative findings; amending s. 934.02, F.S.; redefining the term “oral communication”; defining the terms “microphone-enabled household device” and “portable electronic communication device”; amending s. 934.21, F.S.; revising the exceptions to conduct that constitutes unlawful access to stored communications; amending s. 934.42, F.S.; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a warrant, rather than an order, authorizing the acquisition of cellular-site location data, precise global positioning satellite location data, or historical global positioning satellite location data; requiring an application for a warrant to include a statement of a reasonable period of time that a mobile tracking device may be used, not to exceed a specified limit; authorizing a court to grant extensions that do not individually exceed a specified limit, for good cause; deleting a provision requiring a certification to be included in the application for an order; requiring the warrant to command the officer to complete an installation authorized by the warrant within a certain timeframe; providing requirements for the return of the warrant to the judge and service of a copy of the warrant on the person who was tracked or whose property was tracked; authorizing a court, for good cause, to postpone the notice requirement for a specified time period; requiring that the standards established by Florida courts for the installation, use, or monitoring of mobile tracking devices apply to the installation, use, or monitoring of certain devices; redefining the term “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to install or use a mobile tracking device under certain circumstances; providing requirements for the installation and use of such mobile tracking devices; providing an effective date.

By the Committees on Appropriations; Children, Families, and Elder Affairs; and Banking and Insurance; and Senator Stargel—

CS for CS for CS for SB 1292—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.64, F.S.; providing that electronic images of warrants, vouchers, or checks in the Division of Treasury are deemed to be original records; revising the applicable medium, from film or print to electronic, in provisions relating to copies and reproductions of records and documents of the division; amending s. 20.121, F.S.; renaming the Bureau of Fire and Arson Investigations within the Division of Investigative and Forensic Services as the Bureau of Fire, Arson, and Explosives Investigations; creating the Bureau of Insurance Fraud and the Bureau of Workers' Compensation Fraud within the division; amending s. 39.6035, F.S.; requiring child transition plans to address financial literacy by providing specified information; amending s. 218.32, F.S.; providing legislative intent relating to the creation of the Florida Open Financial Statement System; authorizing the Chief Financial Officer to consult with certain stakeholders for input on the design and implementation of the system; specifying requirements and procedures for the Chief Financial Officer in selecting and recruiting contractors for certain purposes; requiring the Chief Financial Officer to require completion of all work by a specified date; providing that if the Chief Financial Officer deems work products adequate, all local governmental financial statements pertaining to fiscal years ending on or after a specified date must meet certain requirements; providing construction; providing an appropriation; amending s. 284.40, F.S.; authorizing the department to disclose certain personal identifying information of injured or deceased employees which is exempt from disclosure under the Workers' Compensation Law to department-contracted vendors for certain purposes; amending s. 284.50, F.S.; requiring safety coordinators of state governmental departments to complete, within a certain timeframe, safety coordinator training offered by the department; requiring certain agencies to report certain return-to-work information to the department; requiring agencies to provide certain risk management program information to the Division of Risk Management for certain purposes;

specifying requirements for agencies in reviewing and responding to certain information and communications provided by the division; amending s. 409.1451, F.S.; conforming a provision to changes made by the act; amending s. 414.411, F.S.; replacing the Department of Economic Opportunity with the Department of Education in a list of entities to which a public assistance recipient may be required to provide written consent for certain investigative inquiries and to which the department must report investigation results; amending s. 624.317, F.S.; authorizing the department to conduct investigations of any, rather than specified, agents subject to its jurisdiction; amending s. 624.34, F.S.; conforming a provision to changes made by the act; amending s. 624.4073, F.S.; prohibiting certain officers or directors of insolvent insurers from having direct or indirect control over certain selection or appointment of officers or directors, except under certain circumstances; amending ss. 624.4094, 624.501, 624.509, and 625.071, F.S.; conforming provisions to changes made by the act; amending s. 626.112, F.S.; requiring a managing general agent to hold a currently effective producer license rather than a managing general agent license; amending s. 626.171, F.S.; deleting applicability of licensing provisions as to managing general agents; making a technical change; amending s. 626.202, F.S.; providing that certain applicants are not required to re-submit fingerprints to the department under certain circumstances; authorizing the department to require these applicants to file fingerprints under certain circumstances; amending s. 626.207, F.S.; conforming a provision to changes made by the act; amending s. 626.221, F.S.; adding a designation that exempts an applicant for licensure as an all-lines adjuster from an examination requirement; amending s. 626.451, F.S.; deleting a requirement for law enforcement agencies and state attorney's offices to notify the department or the Office of Insurance Regulation of certain felony dispositions; deleting a requirement for the state attorney to provide the department or office a certified copy of an information or indictment against a managing general agent; conforming a provision to changes made by the act; amending s. 626.521, F.S.; revising requirements for credit and character reports secured and kept by insurers or employers appointing certain insurance representatives; providing applicability; amending s. 626.731, F.S.; deleting a certain qualification for licensure as a general lines agent; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.744, F.S.; conforming a provision to changes made by the act; amending s. 626.745, F.S.; revising conditions under which service representatives and managing general agents may engage in certain activities; amending ss. 626.7451 and 626.7455, F.S.; conforming provisions to changes made by the act; amending s. 626.752, F.S.; revising a requirement for the Brokering Agent's Register maintained by brokering agents; revising the limit on certain personal lines risks an insurer may receive from an agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.793, F.S.; revising the limit on certain risks that certain insurers may receive from a life agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.798, F.S.; revising a prohibition applicable under certain circumstances to life agents when the life agent or the life agent's family member is the named beneficiary under a certain life insurance policy; revising a prohibition, and exceptions from the prohibition, applicable to life agents or their family members relating to certain trustee, guardian, or power of attorney authority for any person the life agent conducts insurance business with; revising definitions; amending s. 626.837, F.S.; revising the limit on certain risks that certain insurers may receive from a health agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.8732, F.S.; deleting a requirement for a licensed non-resident public adjuster to submit a certain annual affidavit to the department; amending s. 626.8734, F.S.; deleting a requirement for a nonresident independent adjuster to submit a certain annual affidavit to the department; amending s. 626.88, F.S.; conforming a provision to changes made by the act; amending s. 626.927, F.S.; revising qualifications for licensure as a surplus lines agent; amending s. 626.930, F.S.; revising a requirement relating to the location of a surplus lines agent's surplus lines business records; amending s. 626.9892, F.S.; authorizing the department to pay up a specified amount of rewards under the Anti-Fraud Reward Program for information leading to the arrest and conviction of persons guilty of arson; amending s. 633.302, F.S.; revising the term duration of certain members of the Florida Fire Safety Board; amending s. 633.304, F.S.; revising circumstances under which an inactive fire equipment dealer license is void; specifying the timeframe when an inactive license must be reactivated; specifying that permittees

performing certain work on fire equipment may be contracted rather than employed; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.314, F.S.; requiring that serial numbers be permanently affixed, rather than permanently stamped, on certain plates of fire extinguishers; amending s. 633.318, F.S.; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.408, F.S.; specifying firefighter certification requirements for certain individuals employed in administrative and command positions of a fire service provider; specifying conditions for an individual to retain a Special Certificate of Compliance; amending s. 633.444, F.S.; deleting a requirement for the Division of State Fire Marshal to develop a staffing and funding formula for the Florida State Fire College; amending s. 648.27, F.S.; revising conditions under which a managing general agent must also be licensed as a bail bond agent; conforming a provision to changes made by the act; amending s. 648.34, F.S.; providing that certain individuals applying for bail bond agent licensure are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require such individuals to file fingerprints under certain circumstances; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

By the Committees on Community Affairs; and Environmental Preservation and Conservation; and Senator Perry—

CS for CS for SB 1308—A bill to be entitled An act relating to environmental regulation; amending s. 373.250, F.S.; deleting an obsolete provision; providing examples of reclaimed water use that may create an impact offset; revising the required provisions of the water resource implementation rule; amending s. 403.064, F.S.; revising legislative findings; requiring the Department of Environmental Protection and the water management districts to develop and enter into a memorandum of agreement providing for a coordinated review of any reclaimed water project requiring a reclaimed water facility permit, an underground injection control permit, and a consumptive use permit; specifying the required provisions of such memorandum; specifying the date by which the memorandum must be developed and executed; amending s. 403.706, F.S.; requiring counties and municipalities to address contamination of recyclable material in specified contracts; prohibiting counties and municipalities from requiring the collection or transport of contaminated recyclable material by residential recycling collectors except under certain conditions; defining the term “residential recycling collector”; prohibiting counties and municipalities from requiring the processing of contaminated recyclable material by recovered materials processing facilities except under certain conditions; specifying required contract provisions in residential recycling collector and recovered materials processing facility contracts with counties and municipalities; providing applicability; amending s. 403.813, F.S.; prohibiting a local government from requiring an individual to provide further department verification for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Rules; and Senator Simmons—

CS for SB 1316—A bill to be entitled An act relating to the Uniform Voidable Transactions Act; providing a directive to the Division of Law Revision and Information; amending s. 726.101, F.S.; revising a short title; amending s. 726.102, F.S.; revising and providing definitions; amending s. 726.103, F.S.; removing conditions under which a partnership is insolvent; imposing the burden of proving insolvency upon certain debtors; amending ss. 726.105 and 726.106, F.S.; imposing the burden of proving elements of a claim for relief upon certain creditors; providing legislative intent regarding certain comments issued by the Uniform Law Commission; amending s. 726.107, F.S.; conforming provisions to changes made by the act; amending s. 726.108, F.S.; providing conditions under which attachments or other provisional remedies are available to creditors; amending s. 726.109, F.S.; revising the parties subject to judgments for recovery of a creditor's claim; revising conditions under which a transfer is not voidable; imposing the burden of

proving certain applicability, claim elements, and adjustments; providing requirements for standard of proof; amending ss. 726.110, 726.111, and 726.112, F.S.; conforming provisions to changes made by the act; creating s. 726.113, F.S.; providing that claims for relief are governed by specified claims law; creating s. 726.114, F.S.; providing definitions; providing applicability of specified provisions for series organizations and the protected series of such organizations; creating s. 726.115, F.S.; providing applicability for a specified federal act; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

CS for SB 1384—A bill to be entitled An act relating to courts; creating s. 25.025, F.S.; authorizing certain Supreme Court Justices to have an appropriate facility in their district of residence designated as their official headquarters; providing that an official headquarters may serve only as a justice's private chambers; providing that such justices are eligible for a certain subsistence allowance and reimbursement for certain transportation expenses; requiring that such allowance and reimbursement be made to the extent appropriated funds are available, as determined by the Chief Justice; requiring the Chief Justice to coordinate with certain persons in implementing designations of official headquarters; providing that a county is not required to provide space for a justice in a county courthouse; authorizing counties to enter into agreements with the Supreme Court for the use of county courthouse space; prohibiting the Supreme Court from using state funds to lease space in a facility to allow a justice to establish an official headquarters; amending s. 26.031, F.S.; adding judges to the Ninth Judicial Circuit Court; amending s. 34.01, F.S.; increasing the limit of the amount in controversy in certain actions at law under which the county court has original jurisdiction of such actions; providing for adjustments to the limit at specified intervals due to inflation or deflation; specifying filing fees, service charges, and a requirement for the clerk of court's remittance of such fees in actions in which the amount in controversy exceeds a specified amount; amending s. 34.022, F.S.; adding judges to certain county courts; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Environmental Preservation and Conservation; and Senator Flores—

CS for CS for SB 1622—A bill to be entitled An act relating to lands used for governmental purposes; amending s. 253.025, F.S.; providing conditions under which specified appraisal standards are required for acquisition of military installation buffer lands; authorizing such lands to be leased or conveyed for less than appraised value to military installations; authorizing such lands to be leased for less than appraised value to agricultural or silvicultural operations; providing requirements for such leasing and conveyance; authorizing the use of certain funding sources for the immediate acquisition of lands that prevent or satisfy private property rights claims within areas of critical state concern; authorizing the board of trustees to waive or modify certain procedures or competitive bidding requirements; providing procedures for estimating the value of such lands under certain conditions; amending s. 259.045, F.S.; requiring the Department of Environmental Protection to make certain recommendations to the board regarding the acquisition of certain lands to prevent or satisfy private property rights claims within areas of critical state concern; providing procedures for estimating the value of such lands under certain conditions; amending s. 288.980, F.S.; requiring the Department of Economic Opportunity to annually request a list from military installations regarding base buffering encroachment lands before a specified date; requiring the department to submit such list to the Florida Defense Support Task Force; requiring the Task Force to review such list annually and provide its recommendations to the department by a specified date; requiring the department to submit such list annually to the Board of Trustees of the Internal Improvement Trust Fund; authorizing the board to acquire such land, subject to certain conditions; specifying requirements for such list; revising the definition of the term “nonconservation lands”; amending s. 380.0666, F.S.; revising the powers of land authorities; authorizing land authorities to contribute tourist impact tax revenues to counties for the construction, redevelopment, and preservation of certain affordable housing; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senators Montford and Book—

CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; providing for the name of a child's guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.01, F.S.; expanding the definition of the term "harm" to encompass infants born under certain circumstances; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child in a timely manner; requiring certain court orders to specify certain deadlines; amending s. 39.202, F.S.; prohibiting the Department of Children and Families from releasing the names of certain persons who have provided information during a protective investigation except under certain circumstances; amending s. 39.402, F.S.; providing that time limitations governing placement of a child in a shelter do not include continuances requested by the court; providing limitations on continuances; providing requirements for parents to achieve reunification with the child; amending s. 39.507, F.S.; requiring the court to advise the parents during an adjudicatory hearing of certain actions that are required to achieve reunification; amending s. 39.521, F.S.; requiring the department to provide copies of the family functioning assessment to certain persons; amending s. 39.522, F.S.; providing conditions for the court to consider the continuity of the child's placement in the same out-of-home residence before the permanency placement is approved in a post-disposition proceeding to modify custody; amending s. 39.6011, F.S.; requiring a case plan for a child receiving services from the department to include a protocol for parents to achieve reunification with the child; providing that certain action or inaction by a parent may result in termination of parental rights; requiring the department to provide certain information to a parent before signing a case plan; providing a timeframe for referral for services; amending s. 39.6012, F.S.; requiring a case plan to contain certain information; requiring parents or legal guardians to provide certain information to the department or contracted case management agency and to update the information as appropriate; requiring the parents or legal guardians to make proactive contact with the department or contracted case management agency; amending s. 39.6013, F.S.; requiring the court to consider certain factors when determining whether to amend a case plan; conforming a cross-reference; amending s. 39.621, F.S.; requiring the court to determine certain factors at a permanency hearing; requiring the court to hold permanency hearings within specified timeframes until permanency is determined; amending s. 39.701, F.S.; revising the findings a court must make at a judicial review hearing relating to a child's permanency goal; requiring the department to file a motion to amend a case plan when concurrent planning is used, under certain circumstances; amending s. 39.806, F.S.; specifying that a parent or parents may materially breach a case plan by action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition of the child following termination of parental rights within a specified timeframe; providing an effective date.

By the Committee on Criminal Justice; and Senator Stargel—

CS for SB 1678—A bill to be entitled An act relating to criminal justice; amending s. 20.315, F.S.; requiring the Department of Corrections to include information in its annual report on inmate admission based on offense type and recidivism rate; creating s. 900.05, F.S.; providing legislative intent; providing definitions; requiring specified entities to collect and transmit specific data weekly beginning on a certain date to the Department of Law Enforcement; requiring the Department of Law Enforcement to compile, maintain, and make publicly accessible such data beginning on a certain date; amending s. 907.043, F.S.; requiring each pretrial release program to include in its annual report the types of criminal charges of defendants accepted into a pretrial release program, the number of defendants accepted into a pretrial release program who paid a bail or bond, the number of defendants accepted into a pretrial release program with no prior criminal conviction, and the number of defendants for whom a pretrial risk assessment tool was used or was not used; amending s. 921.0024, F.S.; requiring scoresheets prepared for all criminal defendants to be digitized; requiring the Department of Corrections to develop and submit revised digitized scoresheets to the Supreme Court for approval; requiring digitized scoresheets to include individual data cells for each

field on the scoresheet; requiring the clerk of court to electronically transmit the digitized scoresheet used in each sentencing proceeding to the Department of Corrections; amending s. 932.7061, F.S.; revising the deadline for submitting an annual report by law enforcement agencies concerning property seized or forfeited under the Florida Contraband Forfeiture Act; creating s. 943.687, F.S.; requiring the Department of Law Enforcement to collect, compile, maintain, and manage data collected pursuant to s. 900.05, F.S.; requiring the Department of Law Enforcement to make data comparable, transferable, and readily usable; requiring the department to create a unique identifier for each criminal case received from the clerks of court; requiring the department to create and maintain a certain Internet-based database; providing requirements for data searchability and sharing; requiring the department to establish certain rules; requiring the department to monitor data collection procedures and test data quality; providing for data archiving, editing, retrieval, and verification; creating s. 945.041, F.S.; requiring the Department of Corrections to publish quarterly on its website inmate admissions based on offense type and the recidivism rate and rate of probation revocation within a specified period after release from incarceration; reenacting s. 932.7062, F.S., relating to a penalty for noncompliance with reporting requirements, to incorporate the amendment made to s. 932.7061, F.S., in a reference thereto; creating a pilot project in a specified judicial circuit to improve criminal justice data transparency and ensure data submitted under s. 900.05, F.S., is accurate, valid, reliable, and structured; authorizing certain persons to enter into a memorandum of understanding with a national, nonpartisan, not-for-profit entity meeting certain criteria for the purpose of embedding a data fellow in the office or agency; establishing data fellow duties and responsibilities; providing for the expiration of the pilot project; providing an appropriation; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 744—A bill to be entitled An act relating to laser hair removal or reduction; amending s. 478.42, F.S.; revising definitions; amending s. 478.43, F.S.; providing rulemaking authority to the Department of Health for regulating electrolysis services; repealing ss. 478.44 and 478.46, F.S., relating to the Electrolysis Council and temporary permits, respectively; providing for the validity of temporary permits previously issued by the Board of Medicine; providing for the expiration of such permits by a specified date, upon the issuance of a license to practice electrolysis, or upon notice that the applicant failed a written examination; amending s. 478.49, F.S.; providing certification requirements for licensed electrologists who perform laser hair removal or reduction; specifying that licensed electrologists must meet certain direct supervision requirements; providing an exception; amending ss. 478.45, 478.47, 478.50, 478.51, 478.52, 478.53, and 478.55, F.S.; conforming provisions to changes made by the act; specifying that current rules relating to the practice of electrolysis remain in full force and effect unless revised by the department or superseded by other laws; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Flores—

CS for CS for SB 900—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; providing definitions; granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter died as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act are to be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committees on Community Affairs; and Agriculture; and Senators Steube and Perry—

CS for CS for SB 1576—A bill to be entitled An act relating to animal welfare; creating s. 823.151, F.S.; providing legislative findings; requiring specified entities that take receivership of lost or stray dogs or cats to adopt written policies and procedures to ensure that every reasonable effort is made to quickly and reliably return owned animals to their owners; providing requirements for such policies and procedures; requiring that specified records be available to the public; amending s. 828.12, F.S.; authorizing a court to prohibit certain offenders from owning or having custody or control over animals; amending s. 921.0022, F.S.; revising the ranking of offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senator Stargel—

CS for SB 1678—A bill to be entitled An act relating to criminal justice; amending s. 20.315, F.S.; requiring the Department of Corrections to include information in its annual report on inmate admission based on offense type and recidivism rate; creating s. 900.05, F.S.; providing legislative intent; providing definitions; requiring specified entities to collect and transmit specific data weekly beginning on a certain date to the Department of Law Enforcement; requiring the Department of Law Enforcement to compile, maintain, and make publicly accessible such data beginning on a certain date; amending s. 907.043, F.S.; requiring each pretrial release program to include in its annual report the types of criminal charges of defendants accepted into a pretrial release program, the number of defendants accepted into a pretrial release program who paid a bail or bond, the number of defendants accepted into a pretrial release program with no prior criminal conviction, and the number of defendants for whom a pretrial risk assessment tool was used or was not used; amending s. 921.0024, F.S.; requiring scoresheets prepared for all criminal defendants to be digitized; requiring the Department of Corrections to develop and submit revised digitized scoresheets to the Supreme Court for approval; requiring digitized scoresheets to include individual data cells for each field on the scoresheet; requiring the clerk of court to electronically transmit the digitized scoresheet used in each sentencing proceeding to the Department of Corrections; amending s. 932.7061, F.S.; revising the deadline for submitting an annual report by law enforcement agencies concerning property seized or forfeited under the Florida Contraband Forfeiture Act; creating s. 943.687, F.S.; requiring the Department of Law Enforcement to collect, compile, maintain, and manage data collected pursuant to s. 900.05, F.S.; requiring the Department of Law Enforcement to make data comparable, transferable, and readily usable; requiring the department to create a unique identifier for each criminal case received from the clerks of court; requiring the department to create and maintain a certain Internet-based database; providing requirements for data searchability and sharing; requiring the department to establish certain rules; requiring the department to monitor data collection procedures and test data quality; providing for data archiving, editing, retrieval, and verification; creating s. 945.041, F.S.; requiring the Department of Corrections to publish quarterly on its website inmate admissions based on offense type and the recidivism rate and rate of probation revocation within a specified period after release from incarceration; reenacting s. 932.7062, F.S., relating to a penalty for noncompliance with reporting requirements, to incorporate the amendment made to s. 932.7061, F.S., in a reference thereto; creating a pilot project in a specified judicial circuit to improve criminal justice data transparency and ensure data submitted under s. 900.05, F.S., is accurate, valid, reliable, and structured; authorizing certain persons to enter into a memorandum of understanding with a national, nonpartisan, not-for-profit entity meeting certain criteria for the purpose of embedding a data fellow in the office or agency; establishing data fellow duties and responsibilities; providing for the expiration of the pilot project; providing an appropriation; providing an effective date.

—was referred to the Committees on Judiciary; and Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted CS/HM 381 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Stark, Asencio, Caldwell, Cortes, J., Diaz, M., Duran, Fischer, Gonzalez, Hager, Mercado, Moraitis, Nuñez, Richardson, Rodrigues, Slosberg, Yarborough—

CS for HM 381—A memorial to the Congress of the United States, requesting Congress to urge the regime of President Nicolás Maduro to allow the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of President Nicolás Maduro and the Government of Venezuela, and to instruct appropriate Federal agencies to hold the regime of President Nicolás Maduro and officials of the Government of Venezuela accountable for violations of law and abuses of internationally recognized human rights.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 517, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Representative(s) Magar—

HB 517—A bill to be entitled An act relating to state employees' prescription drug program; amending s. 110.12315, F.S.; requiring the Department of Management Services to implement formulary management cost-saving measures; providing requirements for such measures; amending ch. 99-255, Laws of Florida; removing a provision that prohibits the department from implementing a restricted prescription drug formulary or prior authorization program in the state employees' prescription drug program; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 891 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Harrell—

HB 891—A bill to be entitled An act relating to St. Lucie County; repealing ch. 67-1990, Laws of Florida, relating to the issuance of alcoholic beverage licenses; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1015 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raschein—

HB 1015—A bill to be entitled An act relating to the Florida Keys Mosquito Control District, Monroe County; amending ch. 2002-346, Laws of Florida, as amended; providing term limits for board members; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1113 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Silvers, Berman—

HB 1113—A bill to be entitled An act relating to the Palm Beach County Housing Authority; providing exceptions to general law; authorizing the governing body of Palm Beach County to appoint two additional commissioners to the housing authority and remove or suspend such commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1115 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grall—

HB 1115—A bill to be entitled An act relating to the Indian River Farms Water Control District, Indian River County; removing the 99-year term limitation of the district originally provided by court decree; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 5201, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) Ingoglia—

HB 5201—A bill to be entitled An act relating to information technology; transferring certain powers and duties of specified sections within the Agency for State Technology to the Department of Management Services; amending s. 20.22, F.S.; requiring the department to provide the agency with financial management oversight and specifying duties therefor; amending s. 20.255, F.S.; requiring the Department of Environmental Protection to act as the lead agency for certain geospatial data responsibilities; amending s. 20.61, F.S.; requiring the Department of Management Services to provide financial management for the agency; revising provisions relating to the executive director of the agency; repealing provisions that establish positions for appointment by the executive director; amending s. 282.0041, F.S.; revising, providing, and deleting definitions; amending s. 282.0051, F.S.; revising the powers, duties, and functions of the agency; deleting obsolete dates and certain provisions relating to agency reconciliation and procurement processes; requiring the agency to develop an enterprise data inventory and providing requirements therefor; amending s. 282.201, F.S.; revis-

ing provisions relating to the state data center; deleting legislative intent and obsolete dates; requiring the state data center to show preference for cloud computing solutions and assist customer entities in transitioning to cloud computing services; repealing a requirement that each state agency provide specified information to the agency; repealing the schedule for agency data center consolidations and certain provisions relating thereto; repealing certain limitations, and a related exception, on state agencies spending certain funds and taking certain actions with respect to computer services; creating s. 282.206, F.S.; providing legislative findings and intent; requiring state agencies to show preference for certain cloud computing solutions; providing notice requirements; amending s. 282.318, F.S.; requiring state agency heads to ensure that certain cybersecurity requirements meet specified standards; providing requirements for certain service level agreements; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 5203, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) Ingoglia—

HB 5203—A bill to be entitled An act relating to statewide travel; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; providing the Department of Management Services rulemaking authority; creating the statewide travel management system for specified purposes; providing system reporting requirements; requiring specified entities to use the statewide travel management system for certain purposes; requiring the Department of Management Services to make travel information available to the public by specified dates; providing an appropriation and authorizing positions; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House has passed HB 5301, and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee and Representative(s) Hager—

HB 5301—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; providing legislative findings; providing that the circuit and county court judicial offices created by the act constitute vacancies in office for purposes of qualifying for the 2018 general election; providing for the election of new circuit and county court judges created by the act in the 2018 general election; providing qualifying dates for these positions; specifying elimination dates for the decertified offices; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6515 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Altman—

CS for HB 6515—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6517 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Cortes, B.—

CS for HB 6517—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries he sustained as a result of the negligence of an employee of Orange County; providing legislative intent regarding lien interests held by the state; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7055 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Education Committee and Representative(s) Bileca, Diaz, M.—

CS for HB 7055—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; requiring the Department of Revenue to share specified information with eligible nonprofit scholarship-funding organizations; providing that certain requirements apply to such organizations; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; creating s. 683.147, F.S.; designating March 25 of each year as "Medal of Honor Day"; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate resources during an emergency; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring a district school board member's travel outside of the school district to be preapproved and meet certain criteria;

providing requirements for such member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every, rather than one specific, fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the duties of such internal auditors; amending s. 1001.51, F.S.; revising the duties and responsibilities of school district superintendents relating to the organization and operation of schools; amending s. 1002.33, F.S.; revising the criteria for denying high-performing charter school system applications; revising the requirements for the term of a charter; revising provisions for the modification of and the nonrenewal or termination of a charter; revising the process for resolving contractual disputes; amending s. 1002.331, F.S.; revising the criteria for designation as a high-performing charter school; revising the calculation used to determine facility capacity for such charter schools; revising the number of schools that can be established by a high-performing charter school; amending s. 1002.333, F.S.; providing for certain funds for the Schools of Hope Program to be carried forward for a specified number of years; amending s. 1002.37, F.S.; providing that certain students shall be given priority; requiring school districts to provide Florida Virtual School students access to certain examinations and assessments and certain information; amending s. 1002.385, F.S.; revising eligible expenditures for the Gardiner Scholarship Program; conforming provisions to changes made by the act; amending s. 1002.39, F.S.; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising the requirements for an annual report of certain student data for the Florida Tax Credit Scholarship Program; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; providing definitions; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a school principal to investigate a report of physical violence or emotional abuse; requiring a school district to notify an eligible student's parent of the program; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing department obligations relating to participating students and private schools and program requirements; providing parent and student responsibilities for initial and continued participation in the program; providing eligible nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting an eligible nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing reporting requirements for eligible nonprofit scholarship-funding organizations relating to taxpayer contributions; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing penalties; providing for the restitution of specified funds under certain circumstances; providing that the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education and the Department of Revenue to adopt rules to administer the program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1002.421, F.S.; providing private school requirements for participation in educational scholarship programs; providing background screening requirements and proce-

dures for owners of private schools; providing that a private school is ineligible to participate in an educational scholarship program under certain circumstances; providing department obligations relating to educational scholarship programs; providing commissioner authority and responsibilities for educational scholarship programs; authorizing the commissioner to deny, suspend, or revoke a private school's participation in an educational scholarship program; amending s. 1003.42, F.S.; revising the requirements for certain required instruction; providing for a character development program that incorporates the values of the recipients of the Congressional Medal of Honor; amending s. 1003.576, F.S.; requiring a specified IEP system to be used statewide; deleting an obsolete date; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to be in a specified format; amending s. 1007.271, F.S.; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; amending s. 1008.22, F.S.; requiring certain portions of the English Language Arts assessments to include social studies content; revising the format requirements for certain statewide assessments; requiring published assessment items to be in a format that meets certain criteria; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing for the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by complying with specified provisions and amending its budget; requiring such board to provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold district school board member and school district superintendent salaries until certain conditions are corrected; amending s. 1011.60, F.S.; conforming cross-references; amending s. 1011.62, F.S.; renaming the "supplemental academic instruction categorical fund" as the "supplemental academic instruction allocation"; requiring certain school districts to use the allocation for specified purposes; deleting an obsolete date; deleting a provision authorizing the Florida State University School to expend specified funds for certain purposes; prohibiting the award of certain bonuses to teachers who fail to maintain the security of certain examinations or violate certain protocols; authorizing the state board to adopt rules for specified purposes; conforming provisions to changes made by the act; revising the research-based reading instruction allocation; revising the criteria for establishing the 300 lowest-performing elementary schools; providing requirements for staffing summer reading camps funded through the allocation; requiring school districts that meet specified criteria, rather than all school districts, to submit a comprehensive reading plan for specified purposes; deleting provisions for the release or withholding of funds based on a school district's comprehensive reading plan; revising a definition; amending s. 1011.6202, F.S.; renaming the "Principal Autonomy Pilot Program" as the "Principal Autonomy Program"; providing that any school district may apply to participate in the program; providing that a school shall retain its exemption from specified laws under specified circumstances; requiring a designated leadership team at a participating school to complete a certain turnaround program; deleting a provision providing a specified amount of funds to a participating school district that completes the turnaround program; authorizing certain principals to manage additional schools under the control of an independent governing board; providing requirements for such schools; providing for such schools to participate in the program; providing requirements for such participa-

tion; specifying that no school district liability arises from the management of such schools; deleting a school's authority to renew participation in the program; deleting reporting requirements; providing for funding; revising the principal eligibility criteria for a salary supplement through the program; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; amending s. 1011.71, F.S.; prohibiting a school district from withholding charter school administrative fees under certain circumstances; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1012.2315, F.S.; requiring certain employee organizations to include specified information in a specified application and to petition for recertification for specified purposes; amending s. 1012.28, F.S.; conforming provisions to changes made by the act; amending s. 1012.32, F.S.; requiring a district school board to reimburse certain costs if it fails to notify a charter school of the eligibility status of certain persons; amending s. 1012.55, F.S.; requiring the state board to issue a temporary certificate in educational leadership to certain persons; providing that certain instructors may receive the funds through a specified program; amending s. 1012.56, F.S.; requiring the state board to adopt certain rules relating to temporary educator certificates; amending s. 1012.562, F.S.; authorizing charter schools and charter management organizations to offer school leader preparation programs; amending s. 1012.59, F.S.; requiring the state board to waive certain fees for specified persons; amending s. 1012.98, F.S.; requiring professional development resources to include sample course-at-a-glance and unit overview templates; providing requirements for such templates; amending s. 1013.28, F.S.; requiring school districts to provide charter schools access to certain property on the same basis as public schools; prohibiting certain actions by a charter school without the written permission of the school district; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school districts; amending s. 1013.62, F.S.; revising requirements for charter school capital outlay funding; conforming provisions to changes made by the act; providing appropriations; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 146.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 220.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 568.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CO-INTRODUCERS

Senators Bracy—SB 196; Brandes—CS for SB 1396, SB 1776; Campbell—SB 196; Farmer—SB 196; Lee—SB 1200; Perry—CS for SB 260, CS for SB 1044; Rader—SB 462, CS for SB 1504; Rodriguez—SB 196, SB 218, SB 334, SB 456, SB 838; Rouson—SB 196, SB 456; Steube—CS for SB 1044, SB 1236; Stewart—CS for SB 28, SB 382; Taddeo—SB 334, SB 456, SM 1382; Torres—SB 456

SENATE PAGES

February 19-23, 2018

Cameron Bennett, Crawfordville; Deyona Burton, Jacksonville; Jonathan Bramblett, Tallahassee; Natalie Dunn, Tallahassee; Trajan Forbes, Tallahassee; Nathan Hale, Winter Haven; James Harvey, Crawfordville; Haleigh Howell, Panama City; Miles Nelson, Crawfordville; Savannah Parker, Panama City; Steven Prutsman, Tallahassee; Jeffrey Sharkey, Tallahassee; Sarah Stewart, Jacksonville; Micah Zebersky, Hollywood; Myles Zebersky, Hollywood



Journal of the Senate

Number 13—Regular Session

Wednesday, February 21, 2018

CONTENTS

Bills on Third Reading	369, 371
Call to Order	366
Co-Introducers	367, 383
Committee Substitutes, First Reading	374
Executive Business, Appointments Withdrawn	375
House Messages, Final Action	383
House Messages, First Reading	376
Moment of Silence	369, 374
Motions	374
Reports of Committees	374
Resolutions	366
Special Guests	371, 374
Special Order Calendar	371

CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—37:

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

PRAYER

The following prayer was offered by Rabbi Daniel Hadar, Director, Sephardic Foundation and Spiritual Leader of Temple Moses, Miami Beach:

This morning we have a few, very precious moments to come together, pray together, and reflect together before you begin the first Senate session since the tragedy in Parkland that has devastated all of us one week ago. In these extremely challenging times, let us pray together to G-d Almighty for wisdom, for togetherness, and for healing. Above all — let us ask the Almighty for light. This morning we ask G-d to help us see light in the darkness, to see hope in a world of despair, and vision in a sea of confusion.

Please G-d, help us find the inner strength to reflect our positive light in the world to help illuminate the darkness caused by the extinguishing of seventeen special flames. Please G-d, help us build unity, support, and love with each other and for each other. As we say, “Hazak u Baruch,” which means, “Please G-d, give strength,” to the Senators, legislators, and all our leaders to have insight into the issues and the fortitude to lift us all up and navigate these waters as the nation’s eyes look to you for guidance and solidarity. Please G-d, may we pull out the kindness in each of our hearts so that we may see the good in everyone. Please G-d, lift us all up. Amen.

PLEDGE

Senate Pages, Haleigh Howell of Panama City; Savannah Parker of Panama City; Steven Prutsman of Tallahassee; and Sarah Stewart of Jacksonville, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

SR 1062—A resolution recognizing February 12-16, 2018, as Jewish American Heritage Week in Florida.

WHEREAS, nationally, Jewish American Heritage Month resulted from a congressional initiative launched in 2005 to recognize the more than 360-year history of Jewish contributions to North American culture, and

WHEREAS, Jewish American Heritage Month has been commemorated since 2006 through educational programs coordinated by a number of government agencies, including the Library of Congress, the National Archives, and the United States Holocaust Memorial Museum, and

WHEREAS, Jewish immigrants from around the world continue to journey to the State of Florida in search of hope, shelter, and the opportunity for a new beginning, and

WHEREAS, the population of Jewish Americans in the United States has grown to 5.7 million, and 654,860 Jewish Americans reside in this state, and

WHEREAS, Jewish Americans have made vital contributions to the development of our communities, academic institutions, civic organizations, and businesses, and

WHEREAS, while contributing to every facet of American society, Jewish Americans have infused our nation’s civic, social, economic, and cultural life with their own unique culture, customs, and dynamic heritage, and

WHEREAS, the faith and hard work of Jewish Americans have played an integral role in shaping the cultural fabric of this state, and

WHEREAS, Jewish Americans have worked to promote civil rights and build bridges of mutual understanding between the world’s religions, and

WHEREAS, during Jewish American Heritage Month the nation celebrates and honors the invaluable contributions of Jewish Americans to our way of life, and it is fitting that the proud history of Jewish Americans be recognized in this state, NOW, THEREFORE,

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

That February 12-16, 2018, is recognized as Jewish American Heritage Week in Florida.

—was introduced, read, and adopted by publication.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SR 1062**.

Yeas—37

Mr. President	Galvano	Rodriguez
Baxley	Garcia	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

At the request of Senator Perry—

By Senator Perry—

SR 1162—A resolution recognizing the University of Florida for its exemplary accomplishments as a leading academic and research institution, as well as for its contributions to the betterment of the state and nation.

WHEREAS, the University of Florida is a top 10 university, ranking No. 9 in the 2018 *U.S. News & World Report* list of Best Public Universities, and

WHEREAS, the University of Florida ranks third among all research universities in the country for getting its ideas out of the laboratory and into the real world, placing UF ahead of such schools as Stanford, MIT, Cal Tech, and the University of Texas system, according to the Milken Institute's 2017 ranking of Best Universities for Technology Transfer, and

WHEREAS, the University of Florida's entomology department is the best in the world, and a host of other UF programs rank in the top 10 globally from among more than 26,000 degree-granting institutions of higher education, according to the 2017 Center for World University Rankings, and

WHEREAS, applications to the University of Florida reached a new record in 2017, with more than 34,000 prospective students vying for admission during the summer and fall semesters, nearly an 8 percent increase over the previous year's total of 32,026, and

WHEREAS, the University of Florida is once again ranked as one of the nation's "Best Colleges for Your Money" by *Money* magazine, coming in 10th among public institutions in 2017, and

WHEREAS, the UF MBA Full-Time Program at the Hough Graduate School of Business achieved its highest ranking ever in *The Economist's* MBA Full-Time Rankings, rising from last year's No. 10 position to No. 5 among U.S. public institutions, and

WHEREAS, with generous funding made possible by the Legislature and Governor Rick Scott, the University of Florida will hire 500 new faculty members to further enhance teaching and research and to keep UF among the best research universities in the nation, and

WHEREAS, University of Florida faculty earned nearly \$686 million in research awards in fiscal year 2017, including major grants to study the Zika virus and citrus greening, and for special education training, and

WHEREAS, the United States Department of Defense is seeking ways to speed up cognitive skills training and is awarding University of Florida engineers and neuroscientists up to \$8.4 million over the next 4

years to investigate how to apply electrical stimulation to peripheral nerves as a means of strengthening neuronal connections in the brain, and

WHEREAS, the University of Florida's athletics program placed third in the 2016-2017 Learfield Sports Directors' Cup standings, making UF the only program to finish among the nation's top 10 in each of the last 34 national all-sports standings, and

WHEREAS, in just over a month during 2017, three Gator teams celebrated NCAA Championship wins in women's tennis, men's track and field, and baseball, equaling the single season high set in 2011-2012 at Florida, which is one of only six schools to win national titles in baseball, basketball, and football, and

WHEREAS, in November, UF Health opened the UF Health Heart and Vascular Hospital and the UF Health Neuromedicine Hospital, representing important steps in the ongoing efforts to serve patients in the Gainesville area, and throughout the state, the Southeast, and beyond, and creating a healing environment in which UF Health's personalized approach to care will draw upon the latest technologies in medical science, NOW, THEREFORE,

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

That the University of Florida is recognized for its exemplary accomplishments as a leading academic and research institution, as well as for its contributions to the betterment of the state and nation.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Florida President W. Kent Fuchs, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Book—

By Senator Book—

SR 1164—A resolution recognizing the importance of awareness of meningococcal disease, and all five dangerous strains of the disease, including meningococcal B.

WHEREAS, meningococcal disease is an infection caused by the bacterium *Neisseria meningitides*, or meningococcus, and

WHEREAS, 1 in 10 people are carriers of these bacteria, and since they do not have any signs or symptoms of disease, may not know that *Neisseria meningitides* can sometimes cause illness, and

WHEREAS, meningococcal disease is spread from person to person via the exchange of bacteria through respiratory and throat secretions during close or lengthy contact, and

WHEREAS, nationwide, 1,000 to 1,200 cases of meningococcal disease are diagnosed each year, and

WHEREAS, 10 to 15 percent of infected individuals die, and 11 to 19 percent of those who survive suffer from serious morbidity, including the loss of limbs and impacts to the nervous system, and

WHEREAS, infants under 1 year of age, as well as young adults between the ages of 16 and 21, are most commonly impacted by this disease, and

WHEREAS, there are 12 different strains, or serogroups, of *Neisseria meningitides*, with serogroups A, B, C, W, and Y accounting for most meningococcal diseases in the United States, and

WHEREAS, there have been several recent outbreaks of serogroup B meningococcal disease on college campuses, with some cases resulting in death, and

WHEREAS, there are vaccines that help provide protection against all five serogroups commonly seen in the United States, and

WHEREAS, vaccination for serogroups A, C, W, and Y is routinely recommended by the Centers for Disease Control and Prevention (CDC), and

WHEREAS, the CDC's Advisory Committee on Immunization Practices recommends that decisions to vaccinate adolescents and young adults ages 16 to 23 against serogroup B meningococcal disease should be made at the individual level in consultation with their health care providers, and

WHEREAS, the recent incidences of meningococcal disease have served as a reminder of the critical role that vaccinations play in helping to prevent this devastating illness and to maintain public health, NOW, THEREFORE,

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

That the Florida Senate recognizes the importance of awareness of meningococcal disease, and all five dangerous strains of the disease, including meningococcal B.

—was introduced, read, and adopted by publication.

At the request of Senator Book—

By Senator Book—

SR 1204—A resolution recognizing April 23-27, 2018, as “Every Kid Healthy Week” in Florida.

WHEREAS, more than 20 percent of Florida's population, or 4.1 million residents, is under 18 years of age, and

WHEREAS, the incidence of individuals who are overweight or obese is on the rise, with more than 30 percent of Florida children considered overweight or obese, and childhood obesity has become a major health epidemic in this state, and

WHEREAS, being overweight as a child can lead to serious health problems, such as heart disease, type 2 diabetes, and asthma, and can also lead to sleep problems, low self-esteem, and being bullied, and these health and wellness concerns lead to higher health care costs that negatively impact Florida taxpayers, and

WHEREAS, nationally, 86 percent of health care expenditures go toward the diagnosis and treatment of chronic diseases, many of which have been linked to obesity and physical inactivity, and Florida spends more than \$8,000 per capita annually on health care, and

WHEREAS, regular physical activity can produce long-term health benefits and, in response to the health challenges facing Florida's adolescents, many health clubs in this state have created programs directed at children and adolescents and have also developed programs that encourage families to exercise together so they live healthier lives, and

WHEREAS, the number of health club members who are under 18 years of age has more than doubled in Florida, well ahead of the national average increase of 60 percent, but, still, only 25 percent of Florida's youth meet recommended levels of aerobic and muscle-strengthening physical activity, and

WHEREAS, parents are a positive influence in helping their children eat healthier food and become more physically active, and

WHEREAS, promoting healthy behavior promotes a healthy population, reduces health care costs, and provides a healthier and more productive workforce, and

WHEREAS, Florida's future relies on the health and well-being of its youth, NOW, THEREFORE,

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

That in recognition of the need to support initiatives that encourage physical activity and the adoption of healthy lifestyles, and acknowledging the need to improve the quality of life of many young Floridians and to prevent an increased burden on taxpayers stemming from the epidemic of childhood obesity, April 23-27, 2018, is recognized as “Every Kid Healthy Week” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Passidomo—

By Senator Passidomo—

SR 1390—A resolution recognizing May 2018 as “Bladder Cancer Awareness Month” in Florida.

WHEREAS, according to the National Cancer Institute, bladder cancer is the sixth most common cancer in the United States, and

WHEREAS, as of 2017, Florida had the second-highest average number of bladder cancer diagnoses per year of any state, and

WHEREAS, bladder cancer is the fourth most common cancer in men and approximately 587,000 people in the United States live with bladder cancer, and

WHEREAS, men have a 1 in 26 chance and women have a 1 in 88 chance of being diagnosed with bladder cancer in their lifetimes, and

WHEREAS, in 2017, approximately 79,030 new cases of bladder cancer were diagnosed nationwide, and an estimated 16,870 Americans died as a result of the disease, and

WHEREAS, although bladder cancer can occur at any age, a high percentage of people suffering from the disease are older than 55 years of age, and

WHEREAS, despite its standing as the sixth most common cancer in the United States, bladder cancer ranked 18th in terms of research money received as of 2014, and

WHEREAS, smoking and exposure to certain chemicals may increase a person's likelihood of developing bladder cancer, and

WHEREAS, because diagnosis is often delayed, which may worsen a person's prognosis, Floridians should be made aware of the early signs and symptoms associated with bladder cancer and should be encouraged to immediately discuss concerns about their urinary systems with their doctors, NOW, THEREFORE,

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

That May 2018 is recognized as “Bladder Cancer Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Grimsley—

By Senator Grimsley—

SR 1918—A resolution recognizing February 2018 as “Self-Care Month” in Florida.

WHEREAS, self-care is a lifelong, daily habit of healthy lifestyle choices, good hygiene practices, following a nutritious diet, regular exercise, monitoring for signs and symptoms of changes in health, knowing when to consult a health care practitioner, and knowing when it is appropriate to self-treat conditions, and includes efforts to prevent infection and illness, and

WHEREAS, self-care includes making responsible use of all medications, both by prescription and over the counter, and

WHEREAS, the United States Food and Drug Administration deems over-the-counter medicines safe and effective for the self-care of minor acute and chronic health conditions and symptoms, such as pain, common colds, allergies, and other conditions that impact large segments of the population, and

WHEREAS, over-the-counter medicines are either developed as new nonprescription medicines or were formerly prescription medicines and now are available to consumers without a prescription, and

WHEREAS, over-the-counter medicines are self-care products that consumers purchase in pharmacies, supermarkets, retail stores, and online, and

WHEREAS, every dollar spent on over-the-counter medicines saves the United States health care system \$6 to \$7, totaling \$102 billion in annual savings, and

WHEREAS, over-the-counter medicines help to ease the burden on health care practitioners, eliminating unnecessary medical examinations that can be avoided with appropriate self-care, and

WHEREAS, the availability of self-care can help improve personal and public health, save money for individuals and the government, and strengthen the sustainability of the broader health care system, and

WHEREAS, Florida benefits when residents practice appropriate self-care, when they do not make unnecessary visits to health care practitioners, and when they are empowered by higher self-esteem, improved health, and reduced use of health care services, and

WHEREAS, the achievement of self-care's potential is a shared opportunity for consumers, health care practitioners, policymakers, and regulators, NOW, THEREFORE,

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

That February 2018 is recognized as "Self-Care Month" in Florida.

BE IT FURTHER RESOLVED that the importance of improving awareness of self-care and the value it represents to the residents of this state is recognized.

BE IT FURTHER RESOLVED that increased consumer empowerment through the development of new over-the-counter medicines and the availability of certain formerly prescription medicines as non-prescription medicines is encouraged.

BE IT FURTHER RESOLVED that over-the-counter medicines can greatly improve health and reduce costs to the public health system, and consumers, health care practitioners, policymakers, and regulators are encouraged to communicate the benefits of self-care.

—was introduced, read, and adopted by publication.

At the request of Senator Bradley—

By Senator Bradley—

SR 1928—A resolution recognizing February 25, 2018, as "St. Johns River State College Day" and commemorating the college's 60th anniversary.

WHEREAS, St. Johns River State College, formerly known as St. Johns River Junior College and St. Johns River Community College, was founded in 1958 to serve the counties of Clay, Putnam, and St. Johns, and

WHEREAS, St. Johns River State College's first campus was located in Palatka and officially opened for organizational purposes on February 25, 1958, and

WHEREAS, St. Johns River State College served 191 students in its first semester and has evolved into a multi-campus institution that currently serves approximately 11,000 students and offers Bachelor of

Applied Science, Bachelor of Science, Associate in Arts, and Associate in Science degrees, as well as a variety of certificate and workforce training programs, and

WHEREAS, upon its merger with Collier-Blocker Junior College in 1964, St. Johns River State College became a fully integrated public junior college serving all students in Clay, Putnam, and St. Johns Counties, and

WHEREAS, in 1976, the Florida School of the Arts, the first state-supported professional arts school, began full operation as part of St. Johns River State College, with a charter class of 51 students, and

WHEREAS, in 1977, St. Johns River State College opened its first branch campus in Orange Park and, in 1986, opened its second branch campus in St. Augustine, and

WHEREAS, in 1997, Senate Bill 1688 authorized all community colleges to offer workforce development programs, opening the door for St. Johns River State College to become a fully comprehensive community college, and

WHEREAS, in 2004, the Thrasher-Horne Center opened on the Orange Park campus to host art exhibits, theatrical performances, community events, and business conferences, and

WHEREAS, in 2010, St. Johns River State College was granted approval to offer its first baccalaureate degrees by the State Board of Education and the Southern Association of Colleges and Schools Commission on Colleges, and

WHEREAS, with this approval, the college was elevated from a Level I to a Level II accredited institution and changed its name to St. Johns River State College to better reflect this status, and

WHEREAS, St. Johns River State College continues its comprehensive and educational role by expanding its offerings in academic, workforce development, and adult education areas, as well as community education to better serve area residents, NOW, THEREFORE,

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

That February 25, 2018, is recognized as "St. Johns River State College Day," and the college is celebrated for its 60th anniversary as an outstanding institution of higher education focused on student success.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Joe H. Pickens, J.D., president of St. Johns River State College, as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

MOMENT OF SILENCE

At the request of the President, the Senate observed a moment of silence following a video honoring the 14 students and 3 teachers whose lives were lost on February 14 at Marjory Stoneman Douglas High School in Parkland, Florida.

BILLS ON THIRD READING

CS for HB 85—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for such membership; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for HB 85** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hukill	Steube
Brandes	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Consideration of **SB 800** was deferred.

HB 193—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisors, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **HB 193** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

CS for CS for SB 510—A bill to be entitled An act relating to reporting of adverse incidents in planned out-of-hospital births; creating s. 456.0495, F.S.; defining the term “adverse incident”; requiring licensed physicians, certified nurse midwives, and licensed midwives to report an adverse incident and a medical summary of events to the Department of Health within a specified timeframe; requiring the department to review adverse incident reports and determine if conduct occurred that is subject to disciplinary action; requiring the appropriate regulatory board or the department to take disciplinary action under certain circumstances; requiring the department to adopt rules; requiring the department to develop a form to be used for the reporting of adverse incidents; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for CS for SB 510** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bean	Book
Baxley	Benacquisto	Bracy

Bradley	Grimsley	Simmons
Brandes	Hukill	Simpson
Braynon	Hutson	Stargel
Broxson	Mayfield	Steube
Campbell	Montford	Stewart
Farmer	Passidomo	Taddeo
Flores	Perry	Thurston
Gainer	Powell	Torres
Galvano	Rader	Young
Garcia	Rodriguez	
Gibson	Rouson	

Nays—None

Consideration of **SB 162**, **HB 405**, and **CS for SB 1048** was deferred.

CS for HB 87—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; providing an exemption from public records requirements for certain information received by the Department of State from another state or the District of Columbia which is confidential or exempt pursuant to the laws of that jurisdiction; providing for release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for HB 87** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

SB 660—A bill to be entitled An act relating to the Florida Insurance Code exemption for nonprofit religious organizations; amending s. 624.1265, F.S.; revising criteria under which a nonprofit religious organization that facilitates the sharing of contributions among its participants for financial, physical, or medical needs is exempt from requirements of the code; revising construction; revising requirements for a notice provided by the organization; providing an effective date.

—as amended February 8, was read the third time by title.

On motion by Senator Brandes, **SB 660**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bracy	Campbell
Baxley	Bradley	Farmer
Bean	Brandes	Flores
Benacquisto	Braynon	Gainer
Book	Broxson	Galvano

Garcia	Perry	Steube
Gibson	Powell	Stewart
Grimsley	Rader	Taddeo
Hukill	Rodriguez	Thurston
Hutson	Rouson	Torres
Mayfield	Simmons	Young
Montford	Simpson	
Passidomo	Stargel	

Nays—None

INTRODUCTION OF FORMER SENATORS

The President recognized United States Representative Al Lawson who was present in the chamber.

Consideration of **CS for HB 55** was deferred.

SPECIAL ORDER CALENDAR

CS for SB 52—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 52**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6515** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Mayfield—

CS for HB 6515—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 52** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6515** was placed on the calendar of Bills on Third Reading.

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

BILLS ON THIRD READING, continued

HB 405—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **HB 405** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rader
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Lee	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Young
Campbell	Perry	
Flores	Powell	

Nays—4

Farmer	Garcia	Rodriguez
Taddeo		

SPECIAL ORDER CALENDAR, continued

SB 286—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 286**, pursuant to Rule 3.11(3), there being no objection, **HB 67** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Rouson—

HB 67—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—a companion measure, was substituted for **SB 286** and read the second time by title.

Pursuant to Rule 4.19, **HB 67** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President recognized Senator Jeremy Ring who was present in the chamber.

On motion by Senator Garcia—

CS for SB 386—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; revising a provision relating to the maximum delinquency charge that may be charged for consumer finance loans; amending s. 516.36, F.S.; revising a requirement relating to installment repayments for consumer finance loans; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 386** was placed on the calendar of Bills on Third Reading.

CS for SR 398—A resolution recognizing the relationship between and shared interests of the people of Taiwan and the United States and supporting these interests, as well as future opportunities for international trade between the two nations.

—was read the second time by title. On motion by Senator Bracy, **CS for SR 398** was adopted.

SB 478—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust and its terms be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of trust documents to include posting on a secure electronic account or website; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing construction; providing applicability; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; authorizing the second trust to retain, omit, or create or modify specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; authorizing the class of permissible appointees to the second trust to differ from the class identified in the first trust under certain circumstances; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power of appointment by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant specified powers under certain circumstances; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if the interest is subject to specified rules of the Internal Revenue Code; authorizing the exercise of power to invade a trust’s principal to apply to a second trust created or administered under the law of any jurisdiction; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing retroactive application; providing effective dates.

—was read the second time by title.

Pending further consideration of **SB 478**, pursuant to Rule 3.11(3), there being no objection, **HB 413** was withdrawn from the Committees on Judiciary; Banking and Insurance; and Rules.

On motion by Senator Hukill—

HB 413—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust and its terms be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of trust documents to include posting on a secure electronic account or website; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing construction; providing applicability; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; authorizing the second trust to retain, omit, or create or modify specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; authorizing the class of permissible appointees to the second trust to differ from the class identified in the first trust under certain circumstances; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power of appointment by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant specified powers under certain circumstances; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if the interest is subject to specified rules of the Internal Revenue Code; authorizing the exercise of power to invade a trust’s principal to apply to a second trust created or administered under the law of any jurisdiction; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing retroactive application; providing effective dates.

—a companion measure, was substituted for **SB 478** and read the second time by title.

Pursuant to Rule 4.19, **HB 413** was placed on the calendar of Bills on Third Reading.

CS for SB 514—A bill to be entitled An act relating to transplant of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish an educational pamphlet which contains certain information on the risks and benefits of transplants; requiring the department to notify physicians of the availability of the pamphlet; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 514**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 429** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Young—

CS for CS for HB 429—A bill to be entitled An act relating to donation and transfer of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish on its website an educational pamphlet relating to certain tissue transplants; requiring the educational pamphlet to include specified information relating to the risks and benefits of human cell, tissue, and cellular and tissue-based product transplants; providing an effective date.

—a companion measure, was substituted for **CS for SB 514** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 429** was placed on the calendar of Bills on Third Reading.

SB 670—A bill to be entitled An act relating to ratification of rules of the St. Johns River Water Management District; ratifying a specified rule relating to supplemental regulatory measures for the minimum flows and levels of Silver Springs, designated as an Outstanding Florida Spring under s. 373.802(4), F.S., for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds of likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 670**, pursuant to Rule 3.11(3), there being no objection, **HB 7035** was withdrawn from the Committees on Environmental Preservation and Conservation; and Rules.

On motion by Senator Baxley—

HB 7035—A bill to be entitled An act relating to ratification of St. Johns River Water Management District rules; ratifying a specified rule relating to implementation of the water management district's prevention strategy to address the Silver Springs minimum flows and water levels, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—a companion measure, was substituted for **SB 670** and read the second time by title.

Pursuant to Rule 4.19, **HB 7035** was placed on the calendar of Bills on Third Reading.

SB 760—A bill to be entitled An act relating to grounds for non-recognition of out-of-country foreign judgments; amending s. 55.605, F.S.; providing additional circumstances in which an out-of-country foreign judgment need not be recognized; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 760**, pursuant to Rule 3.11(3), there being no objection, **HB 623** was withdrawn from the Committees on Judiciary; Commerce and Tourism; and Rules.

On motion by Senator Bean—

HB 623—A bill to be entitled An act relating to out-of-country foreign money judgments; amending s. 55.605, F.S.; providing additional circumstances in which an out-of-country foreign judgment need not be recognized; providing an effective date.

—a companion measure, was substituted for **SB 760** and read the second time by title.

Pursuant to Rule 4.19, **HB 623** was placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

SB 1078—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1078** was placed on the calendar of Bills on Third Reading.

SB 1130—A bill to be entitled An act relating to trust funds; recreating the Land Acquisition Trust Fund within the Department of State without modification; repealing s. 20.106(5), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1130**, pursuant to Rule 3.11(3), there being no objection, **HB 7033** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Powell—

HB 7033—A bill to be entitled An act relating to trust funds; recreating the Land Acquisition Trust Fund within the Department of State without modification; amending s. 20.106, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—a companion measure, was substituted for **SB 1130** and read the second time by title.

Pursuant to Rule 4.19, **HB 7033** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1370** was deferred.

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.0583, F.S., relating to an exemption from public records requirements for certain criminal history records ordered expunged which are retained by the Department of Law Enforcement; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7000**, pursuant to Rule 3.11(3), there being no objection, **HB 7029** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Bracy—

HB 7029—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.0583, F.S., which provides an exemption from public record requirements for certain criminal history records ordered expunged that are retained by the Department of Law Enforcement; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7000** and read the second time by title.

Pursuant to Rule 4.19, **HB 7029** was placed on the calendar of Bills on Third Reading.

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 286.01141, F.S., which provides an exemption from public meetings requirements for portions of a meeting of a duly constituted criminal justice commission at which active criminal intelligence information or active criminal investigative information being considered by, or which may foreseeably come before, the commission is discussed; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7002**, pursuant to Rule 3.11(3), there being no objection, **HB 7031** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Bracy—

HB 7031—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 286.01141, F.S., which provides an exemption from public meeting requirements for certain portions of meetings by a duly constituted criminal justice commission; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7002** and read the second time by title.

Pursuant to Rule 4.19, **HB 7031** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

Senator Gibson recognized Senator Dwight Bullard who was present in the gallery.

MOMENT OF SILENCE

At the request of Senators Thurston and Stargel, the Senate observed a moment of silence in honor of the life of the Reverend Billy Graham, who died this day.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **SB 1370** was retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, February 21, 2018: CS for SB 52, SB 286, CS for SB 386, CS for SR 398, SB 478, CS for SB 514, SB 670, SB 760, SB 1078, SB 1130, SB 1370, SB 7000, SB 7002.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Banking and Insurance recommends the following pass: SB 1454

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Community Affairs recommends the following pass: SB 582; SB 804; SB 1094

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 28; CS for SB 1364

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 634

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1886

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 270

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 662; CS for SB 904

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1180; CS for SB 1262

The Committee on Ethics and Elections recommends a committee substitute for the following: CS for SB 964

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: HJR 7001 with 1 amendment

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

The Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: SB 502; SB 926

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Children, Families, and Elder Affairs; and Senator Steube—

CS for SB 270—A bill to be entitled An act relating to involuntary examination and involuntary admission of minors; amending s. 394.462, F.S.; authorizing a designated law enforcement agency to decline to transport a minor 14 years of age or younger to a receiving facility for mental health or substance abuse evaluation if the parent or guardian of the minor agrees to transport the minor to the receiving facility; amending s. 394.463, F.S.; providing circumstances under which a minor 14 years of age or younger may be taken to a receiving facility for involuntary examination; requiring an assessment by a service provider of a minor 14 years of age or younger to be initiated within 8 hours after the patient's arrival at the receiving facility; requiring a receiving facility to release a minor 14 years of age or younger to the minor's parent or guardian; providing exceptions; amending ss. 394.4599 and 790.065, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Steube—

CS for SB 634—A bill to be entitled An act relating to residential treatment center requirements; amending s. 409.1678, F.S.; eliminating certain requirements for residential treatment centers that provide services to commercially sexually exploited children; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Stargel and Taddeo—

CS for SB 662—A bill to be entitled An act relating to protection for vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; defining terms; authorizing dealers, investment advisers, and associated persons to delay certain transactions or disbursements if such persons reasonably believe certain exploitation of a specified adult has occurred, is occurring, has been attempted, or will be attempted; providing the basis for such reasonable belief; requiring a dealer or investment adviser to provide the Office of Financial Regulation a specified notice at certain timeframes; requiring the Financial Services Commission to adopt a form by rule; requiring the office to submit an annual report to the Governor and Legislature; providing for expiration; specifying notification requirements for dealers, investment advisers, and associated persons placing delays on transactions or disbursements; specifying the expiration of such delays; providing that such delays may be extended for a certain timeframe under certain circumstances; providing that such delays may be shortened or extended by an agency or court of competent jurisdiction; providing that delays may be terminated by dealers, investment advisers, or associated persons under certain circumstances; specifying when certain records may or must be shared with certain agencies; authorizing the Department of Children and Families to inform reporting parties on the status of an investigation; providing immunity from civil and administrative liability to dealers, investment advisers, and associated persons for certain actions based on a reasonable belief; specifying requirements for dealers and investment advisers in training their associated persons; providing construction; providing an effective date.

By the Committees on Commerce and Tourism; and Judiciary; and Senator Powell—

CS for CS for SB 904—A bill to be entitled An act relating to judicial process; amending s. 48.021, F.S.; revising authority of special process servers; revising a cross-reference; requiring that civil witness subpoenas be served by certain persons; amending s. 48.031, F.S.; revising requirements for substituted service on the spouse of the person to be served; revising requirements for documenting service of process; conforming terminology; amending s. 48.062, F.S.; revising requirements for service on limited liability companies; amending s. 48.194, F.S.; revising provisions specifying who may serve process outside of the state; revising requirements for documenting that service has been properly made outside the state; amending s. 48.21, F.S.; revising requirements for return-of-service forms; authorizing certain persons to electronically sign return-of-service forms; amending s. 48.23, F.S.; providing that a person who acquires for a value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; amending s. 48.27, F.S.; revising authority of certified process servers; conforming terminology; amending s. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

By the Committees on Ethics and Elections; and Community Affairs; and Senator Baxley—

CS for CS for SB 964—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; revising the definition of the term "marksense ballots" for purposes of the Florida Election Code; amending s. 101.151, F.S.; providing applicability of specified ballot requirements to a voter interface device; amending ss. 101.5603 and 101.56075,

F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senators Steube and Brandes—

CS for CS for SB 1180—A bill to be entitled An act relating to county and municipal public officers; amending s. 112.061, F.S.; requiring that certain requests for travel authorization by county or municipal public officers be approved by the governing body of the county or municipality at a regularly scheduled meeting; specifying requirements for such requests; requiring that approved travel be posted on the county's or municipality's website for a specified timeframe; providing an exception for county constitutional officers; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Hutson—

CS for CS for SB 1262—A bill to be entitled An act relating to election dates for municipal office; amending s. 100.3605, F.S.; requiring the governing body of a municipality to determine the dates on which initial and runoff elections for municipal office are held and providing options therefor; requiring counties that have established certain dates for the election of municipal officers through a special act to conduct municipal elections on specified dates; preempting to the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; extending the terms of incumbent elected municipal officers until the next municipal election; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1886—A bill to be entitled An act relating to contraband in county detention facilities; amending s. 951.22, F.S.; prohibiting introduction into or possession on the grounds of any county detention facility of any cellular telephone or other portable communication device under certain circumstances; defining the term "portable communication device"; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS WITHDRAWN

The Honorable Joe Negron
President, The Florida Senate
The Capitol, Suite 409
Tallahassee, FL 32399

February 20, 2018

Dear President Negron:

Please be advised that today I am withdrawing the following gubernatorial appointments which are subject to Senate Confirmation but have not yet been confirmed:

Florida Building Commission

Earle J. Carlson

Regulatory Council of Community Association Managers:

Dawn M. Warren

Please return all documentation of these appointments.

Sincerely,

Rick Scott
Governor

Cc: Kenneth W. Detzner, Secretary of State

The Honorable Rick Scott
Governor
State of Florida
PL05, The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

February 21, 2018

Dear Governor Scott:

On behalf of the Florida Senate and pursuant to Senate Rule 12.8, attached is all evidence of the following gubernatorial appointments withdrawn as outlined in your letter dated February 20, 2018.

Florida Building Commission: Earle J. Carlson

Regulatory Council of Community Association Managers:
Dawn M. Warren

Please let me know of any questions.

Regards,

Debbie Brown
Secretary

Cc: The Honorable Keith Perry, Chair
Senate Committee on Ethics and Elections
Kenneth W. Detzner, Secretary of State

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 155 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Magar, Killebrew, Pigman, Watson, C.—

HB 155—A bill to be entitled An act relating to state symbols; amending s. 15.0386, F.S.; abrogating the scheduled repeal of the state saltwater reptile designation; amending s. 15.0526, F.S.; abrogating the scheduled repeal of the state horse designation; creating s. 15.0527, F.S.; designating the Florida Cracker Cattle as the official state heritage cattle breed; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 333, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Burgess, Ahern, Brown, Byrd, Donalds, Gruters, Hahnfeldt, Harrell, Killebrew, Metz, Olszewski, Payne, Peters, Pigman, Ponder, Raschein, Willhite—

CS for HB 333—A bill to be entitled An act relating to minimum officer qualifications; amending s. 943.10, F.S.; defining the term "special operations forces"; amending s. 943.13, F.S.; exempting certain applicants from completing a basic recruit training program approved by the Criminal Justice Standards and Training Commission under specified conditions; amending s. 943.131, F.S.; requiring an employing agency, training center, or criminal justice selection center to verify and document that certain applicants have served in the special operations forces for a minimum period and completed certain training if they seek an exemption from the commission-approved basic recruit training

program; requiring the employing agency, training center, or selection center to submit the documentation to the commission; reenacting ss. 626.989(7), 943.133(1) and (6), and 943.1395(3), (9), and (10), F.S., relating to investigations by the Division of Investigative and Forensic Services, the responsibilities of certain employing entities, and certification for certain employment or appointment, respectively, to incorporate changes made by the act; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 365 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Gonzalez, Beshears—

CS for HB 365—A bill to be entitled An act relating to standards for correctional officers; amending s. 943.13, F.S.; reducing the minimum age for employment as a correctional officer from 19 years of age to 18 years of age; creating s. 944.145, F.S.; prohibiting a correctional officer who is under 19 years of age from supervising inmates; authorizing such an officer to perform all other tasks of specified correctional officers; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 411 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Clemons, Gruters—

CS for HB 411—A bill to be entitled An act relating to public records and public meetings; amending s. 119.071, F.S.; providing an exemption from public records requirements for firesafety system plans held by an agency; amending s. 281.301, F.S.; providing an exemption from public records and public meetings requirements for information relating to firesafety systems for certain properties and meetings relating to such systems and information; amending s. 286.0113, F.S.; providing an exemption from public meetings requirements for portions of meetings that would reveal firesafety system plans held by an agency; providing for retroactive application; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 417, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Jenne—

CS for HB 417—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records

requirements for certain identifying and location information of child advocacy center personnel or child protection team members, and their spouses and children; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 449 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Stafford, Hardemon, Mercado—

HB 449—A bill to be entitled An act relating to children's initiatives; amending s. 409.147, F.S.; creating the Tampa Sulphur Springs Neighborhood of Promise Success Zone within the City of Tampa in Hillsborough County and the Overtown Children and Youth Coalition within the City of Miami in Miami-Dade County; providing for the projects to be managed by corporations not for profit that are not subject to control, supervision, or direction by any department of the state; providing legislative intent; requiring the corporations to be subject to public records and public meeting requirements and to requirements for the procurement of commodities and contractual services; providing that the success zone and the coalition are designed to encompass areas large enough to include certain components but small enough to allow programs and services to reach participants; providing implementation of the coalition and the success zone; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 483, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Yarborough, Edwards-Walpole—

CS for CS for HB 483—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; revising the types, value, and frequency of advertising and promotional gifts that licensed insurers or their agents may give to insureds, prospective insureds, or others; authorizing such insurers and agents to make specified charitable contributions on behalf of insureds or prospective insureds; prohibiting title insurance agents, title insurance agencies, or title insurers from giving insureds, prospective insureds, or others any article of merchandise in excess of a specified value; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 551 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Health Innovation Subcommittee, Oversight, Transparency & Administration Subcommittee and Representative(s) Burton, Magar—

CS for CS for HB 551—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for building plans, blueprints, schematic drawings, diagrams, and other construction documents received and held by certain agencies which depict the internal layout or structural elements of certain health care facilities; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 577 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Silvers, Duran, Brown, Davis, Donalds, Fischer, Mercado, Newton, Williams—

HB 577—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; authorizing the use of credits earned upon completion of a registered apprenticeship or pre-apprenticeship to satisfy specified high school graduation credit requirements; requiring that the State Board of Education approve and identify apprenticeship and preapprenticeship programs for such purpose; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 631, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Edwards-Walpole—

CS for HB 631—A bill to be entitled An act relating to the possession of real property; amending s. 66.021, F.S.; authorizing a person with a superior right to possession of real property to recover possession by ejectment; declaring that circuit courts have exclusive jurisdiction; providing that a plaintiff is not required to provide any presuit notice or demand to a defendant; requiring that copies of instruments be attached to a complaint or answer under certain circumstances; requiring a statement to list certain details; providing for construction; amending s. 82.01, F.S.; redefining the terms "unlawful entry" and "forcible entry"; defining the terms "real property," "record titleholder," and "unlawful detention"; amending s. 82.02, F.S.; exempting possession of real property under part II of ch. 83, F.S., and under chs. 513 and 723, F.S.; amending s. 82.03, F.S.; providing that a person entitled to possession of real property has a cause of action to regain possession from another person who obtained possession of real property by forcible entry, unlawful entry, or unlawful detainer; providing that a person entitled to possession is not required to give a defendant presuit notice; requiring the court to award the plaintiff extra damages if a defendant acted in a willful and knowingly wrongful manner; authorizing bifurcation of actions for possession and damages; requiring that an action be brought by summary procedure; requiring the court to advance the cause on the calendar; renumbering and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and com-

plaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse after the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 163.035, F.S.; prohibiting a local government from enacting or enforcing an ordinance or rule based on the customary use of property; providing an exception; repealing s. 82.061, F.S., relating to service of process; repealing s. 82.071, F.S., relating to evidence at trial as to damages; repealing s. 82.081, F.S., relating to trial verdict forms; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 725, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Careers & Competition Subcommittee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Williamson, Edwards-Walpole, Killebrew—

CS for CS for CS for HB 725—A bill to be entitled An act relating to permit fees; amending ss. 125.56 and 166.222, F.S.; requiring the governing bodies of counties and municipalities to post their permit and inspection fee schedules and building permit and inspection utilization reports on their websites; amending s. 553.80, F.S.; requiring the governing bodies of local governments to post their building permit and inspection utilization reports on their websites by a specified date; providing requirements for such governing bodies; providing reporting requirements; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 755 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Williamson—

CS for HB 755—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to the Nationwide Public Safety Broadband Network held by an agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 855 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Brodeur, Santiago—

HB 855—A bill to be entitled An act relating to genetic information used for insurance; amending s. 627.4301, F.S.; providing definitions; prohibiting the use of genetic information in the issuance of life insurance policies, long-term care policies, and disability income policies; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 869 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Plasencia—

HB 869—A bill to be entitled An act relating to Ranger Drainage District, Orange County; amending ch. 99-453, Laws of Florida, as amended; revising district boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1009 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Brown, DuBose, Edwards-Walpole, Hardemon, Lee, Mercado, Pritchett, Russell, Smith, Stafford, Watson, B., Watson, C.—

HB 1009—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; providing an additional priority area for Closing the Gap grant proposals that addresses racial and ethnic disparities in morbidity and mortality rates relating to Lupus; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1011 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Cruz, Fine—

CS for CS for HB 1011—A bill to be entitled An act relating to homeowner's insurance policy disclosures; amending s. 627.7011, F.S.; providing and revising homeowner's insurance policy disclosure requirements; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1013 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Nuñez, Fitzenhagen, Burgess, Porter, Raschein, Willhite—

HB 1013—A bill to be entitled An act relating to daylight saving time; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1071 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Ahern—

CS for HB 1071—A bill to be entitled An act relating to the City of Clearwater, Pinellas County; amending ch. 11050, Laws of Florida (1925), as amended; removing a restriction against carnivals and shows on certain lands conveyed from the state to the city; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1089 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Rodrigues—

HB 1089—A bill to be entitled An act relating to the East Mulloch Drainage District, Lee County; providing an exception to general law; creating the East Mulloch Water Control District as a dependent special district; providing that the charter of the district shall be subject to amendment or repeal by the county commission; providing the district charter; providing boundaries; providing powers; providing for the county commission to appoint the board of supervisors; providing for staggered terms; providing authority and duties of the board; providing for compensation; providing for assessments by the district; repealing chs. 63-930, 65-912, 83-443, 83-455, 84-464, 86-425, and 88-480, Laws of Florida; dissolving the East Mulloch Drainage District; transferring all assets and liabilities of the East Mulloch Drainage District to the East Mulloch Water Control District; providing that liabilities of the district are not liabilities of the county; providing construction; providing that the 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.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1093 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Willhite—

HB 1093—A bill to be entitled An act relating to the Loxahatchee Groves Water Control District, Palm Beach County; providing that the Loxahatchee Groves Water Control District, an independent special

district, shall become a dependent district of the Town of Loxahatchee Groves; providing boundaries; providing that members of the town council shall assume the offices of the board of supervisors of said district; providing for dissolution of the Loxahatchee Groves Water Control District as an independent special district; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1137 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Careers & Competition Subcommittee and Representative(s) Peters, Ahern—

CS for CS for HB 1137—A bill to be entitled An act relating to the Pinellas County Construction Licensing Board; amending ch. 75-489, Laws of Florida, as amended; revising the composition of the Pinellas County Construction Licensing Board; revising the terms of the board members; providing for termination of members; providing for the election and terms of a chair and vice chair; providing that board staff are employees of Pinellas County; providing that the board is a dependent agency of the Board of County Commissioners of Pinellas County; authorizing the board of county commissioners to adopt rules; requiring the board to provide an annual report on finances and administrative activities; subjecting the board to periodic audits; requiring the board to file financial disclosure statements; specifying the board is eligible for state funding to support its operations during transition to the county; providing for dissolution of board upon approval at referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1139 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Cruz, Harrison, Asencio, Jenne, Smith, Willhite—

HB 1139—A bill to be entitled An act relating to the City Pension Fund for Firefighters and Police Officers in the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to increase the amount of pension received by a widow or widower should a member lose his or her life or later die from injuries or causes occurring while in the discharge of duties; confirming in part the City of Tampa Firefighters and Police Officers Pension Contract; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1141 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) White—

CS for HB 1141—A bill to be entitled An act relating to the Firefighters' Relief and Pension Fund of the City of Pensacola, Escambia County; amending ch. 21483, Laws of Florida (1941), as amended; creating a defined contribution plan as required by general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1239 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Metz—

CS for HB 1239—A bill to be entitled An act relating to the South Lake County Hospital District, Lake County; prohibiting the district from incurring certain additional obligations or indebtedness; requiring the district to wind down its affairs, liquidate its assets, and satisfy its obligations and indebtedness by a specified date; providing for disposition of certain taxes collected; repealing ch. 2001-290, Laws of Florida; dissolving the district on a specified date; transferring certain district responsibilities and assets and liabilities to the Board of County Commissioners of Lake County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6033 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Ponder—

HB 6033—A bill to be entitled An act relating to Volunteer Florida, Inc.; amending s. 14.29, F.S.; abrogating the future repeal date of the not for profit direct-support organization established by the Florida Commission on Community Service; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6059 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Plakon—

HB 6059—A bill to be entitled An act relating to the Department of Corrections' direct-support organization; amending s. 944.802, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization that is permitted use of fixed properties and facilities of the state correctional system by the Department of Corrections; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7017, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Sullivan, Fant—

CS for HB 7017—A bill to be entitled An act relating to child exploitation; amending s. 16.56, F.S.; revising the offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; amending s. 39.01, F.S.; conforming provisions to changes made by the act; amending s. 39.0132, F.S.; revising the types of offenses committed by a child in the custody of the Department of Children and Families which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending s. 39.0139, F.S.; revising the type of offenses that create a rebuttable presumption of detriment for judicial determinations related to contact between a parent or caregiver and certain child victims; conforming provisions to changes made by the act; amending s. 39.301, F.S.; conforming provisions to changes made by the act; amending s. 39.509, F.S.; revising the offenses that may be considered in determining whether grandparental visitation is in the child's best interest; conforming provisions to changes made by the act; amending s. 90.404, F.S.; conforming provisions to changes made by the act; amending s. 92.56, F.S.; revising the offenses for which a criminal defendant may seek an order of disclosure for certain confidential and exempt court records, for which the state may use a pseudonym instead of the victim's name, and for which a publication or broadcast of trial testimony may not include certain victim identifying information; conforming provisions to changes made by the act; amending ss. 92.561, 92.565, and 435.04, F.S.; conforming provisions to changes made by the act; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; conforming provisions to changes made by the act; amending s. 456.074, F.S.; revising the offenses for which the licenses of massage therapists and massage establishments must be suspended; conforming provisions to changes made by the act; amending ss. 480.041 and 480.043, F.S.; revising the offenses for which applications for licensure as a massage therapist or massage establishment must be denied; conforming provisions to changes made by the act; amending s. 743.067, F.S.; revising the offenses for which an unaccompanied homeless youth may consent to specified treatment, care, and examination; conforming provisions to changes made by the act; amending ss. 772.102 and 775.082, F.S.; conforming provisions to changes made by the act; amending s. 775.0847, F.S.; revising definitions; conforming provisions to changes made by the act; amending ss. 775.0877, 775.21, 775.215, 784.046, and 794.0115, F.S.; conforming provisions to changes made by the act; amending s. 794.024, F.S.; revising the offenses for which certain victim information may not be disclosed by public employees or officers; providing penalties; conforming provisions to changes made by the act; amending s. 794.056, F.S.; conforming provisions to changes made by the act; creating s. 794.10, F.S.; providing definitions; authorizing subpoenas in certain investigations of sexual offenses involving child victims and specifying requirements therefor; providing for specified reimbursement of witnesses; authorizing certain motions; requiring nondisclosure of the existence or contents of the subpoenas in certain circumstances; providing exceptions to such nondisclosure requirement; requiring certain notice to be provided in a subpoena that contains a nondisclosure requirement; exempting certain records, objects, and other information from production; providing for the return of records, objects, and other information produced; specifying time periods within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review and extension of such nondisclosure requirement and specifying requirements therefor; amending s. 796.001, F.S.; conforming provisions to changes made by the act; repealing s. 827.071, F.S., relating to sexual performance by a

child; amending s. 847.001, F.S.; revising definitions; creating s. 847.003, F.S.; providing definitions; prohibiting a person from using a child in a sexual performance or promoting a sexual performance by a child; providing penalties; amending s. 847.0135, F.S.; providing for separate offenses of computer pornography and child exploitation under certain circumstances; conforming provisions to changes made by the act; amending s. 847.01357, F.S.; conforming provisions to changes made by the act; amending s. 847.0137, F.S.; revising and providing definitions; prohibiting a person from possessing, with the intent to promote, child pornography; prohibiting a person from knowingly possessing, controlling, or intentionally viewing child pornography; providing penalties; providing application and construction; providing for separate offenses of transmission of child pornography under certain circumstances; amending ss. 856.022, 895.02, 905.34, and 934.07, F.S.; conforming provisions to changes made by the act; amending s. 938.085, F.S.; revising the offenses for which a surcharge to be deposited into the Rape Crisis Program Trust Fund shall be imposed; conforming provisions to changes made by the act; amending s. 938.10, F.S.; revising the offenses for which an additional court cost shall be imposed; conforming provisions to changes made by the act; amending ss. 943.0435, 943.04354, 943.0585, 943.059, 944.606, 944.607, and 947.1405, F.S.; conforming provisions to changes made by the act; amending ss. 948.03, and 948.04, F.S.; conforming provisions to changes made by the act; amending s. 948.06, F.S.; revising the offenses that constitute a qualifying offense for purposes relating to a violation of probation or community control; conforming provisions to changes made by the act; amending ss. 948.062, 948.101, 948.30, 948.32, 960.03, and 960.197, F.S.; conforming provisions to changes made by the act; amending s. 985.04, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Juvenile Justice which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending ss. 985.475 and 1012.315, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking the offense of solicitation of a child via a computer service while misrepresenting one's age on the offense severity ranking chart; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; reenacting ss. 39.402(9)(a), 39.506(6), 39.509(6)(b), 39.521(3)(d), 39.806(1)(d) and (n), 63.089(4)(b), 63.092(3), 68.07(3)(i) and (6), 92.55(1)(b), 92.605(1)(b), 322.141(3), 381.004(2)(h), 384.29(1)(c) and (3), 390.01114(2)(b) and (e), 393.067(4)(h), (7), and (9), 394.495(4)(p), 394.9125(2)(a), 397.4872(2)(a) and (c), 435.07(4)(b), 507.07(9), 655.50(3)(g), 741.313(1)(e), 775.084(4)(j), 775.0862(2), 775.13(4)(e) and (f), 775.21(3)(b), (5)(d), (6)(f), and (10)(c), 775.24(2), 775.25, 775.261(3)(b), 784.049(2)(d), 794.011(2)(a), (3), (4), and (5), 794.03, 794.075(1), 847.002(1)(b), (2), and (3), 847.012(3)(b), 847.01357(3), 847.0138(2) and (3), 896.101(2)(g) and (10), 903.0351(1)(b) and (c), 903.046(2)(m), 905.34(3), 921.0022(3)(g), 921.141(6)(o), 943.0435(3), (4)(a), and (5), 943.0436(2), 943.325(2)(g), 944.11(2), 944.607(4)(a) and (9), 944.608(7), 944.609(4), 944.70(1), 947.13(1)(f), 947.1405(2)(c) and (12), 947.141(1), (2), and (7), 948.013(2)(b), 948.06(8)(b) and (d), 948.063, 948.064(4), 948.08(7)(a), 948.12(3), 948.30(3)(b) and (4), 948.31, 951.27, 960.003(2)(a) and (b) and (3)(a), 960.065(5), 984.03(2), 985.0301(5)(c), 985.04(6)(b), 985.441(1)(c), 985.4815(9), and 1012.467(2)(g), F.S., relating to placement in a shelter, arraignment hearings, grandparents rights, disposition hearings, grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, report to the court of intended placement by an adoption entity, change of name, proceedings involving certain victims or witnesses, production of certain records, color or markings of certain licenses or identification cards, HIV testing, confidentiality, the Parental Notice of Abortion Act, facility licensure, the child and adolescent mental health system of care, authority of a State Attorney to refer a person for civil commitment, exemption from disqualification, exemptions from disqualification, violations by movers or moving brokers, Florida Control of Money Laundering and Terrorist Financing in Financial Institutions Act, unlawful action against employees seeking protection, violent career criminals, habitual felony offenders, and habitual violent felony offenders, sexual offenses against students by authority figures, registration of convicted felons, the Florida Sexual Predators Act, duty of the court to uphold laws governing sexual predators and sexual offenders, prosecutions for acts or

omissions, career offender registration, sexual cyberharassment, sexual battery, publishing or broadcasting information identifying sexual offense victims, sexual predators and erectile dysfunction drugs, child pornography prosecutions, sale or distribution of harmful materials to minors or using minors in production, civil remedies for exploited children, transmission of material harmful to minors to a minor by electronic devices, the Florida Money Laundering Act, restrictions on pretrial release pending probation-violation hearings or community-control-violation hearings, purposes of and criteria for bail determination, the powers and duties of a statewide grand jury, the offense severity ranking chart of the Criminal Punishment Code, sentence of death or life imprisonment for capital felonies, sexual offenders required to register with the Department of Law Enforcement, duty of the court to uphold laws governing sexual predators and sexual offenders, DNA database, regulation by the Department of Corrections of the admission of books, notification to the Department of Law Enforcement of information on sexual offenders, notification to the Department of Law Enforcement concerning career offenders, career offenders and notification upon release, conditions for release from incarceration, powers and duties of the Florida Commission on Offender Review, conditional release program, violations of conditional release, control release, or conditional medical release or addiction-recovery supervision, administrative probation, violation of probation or community control, violations of probation or community control by designated sexual offenders and predators, notification of status as a violent felony offender of special concern, pretrial intervention program, intensive supervision for postprison release of violent offenders, additional terms and conditions of probation or community control for certain sex offenses, evaluation and treatment of sexual predators and offenders on probation or community control, blood tests of inmates, hepatitis and HIV testing for persons charged with or alleged by petition for delinquency to have committed certain offenses, eligibility for victim assistance awards, definitions relating to children and families in need of services, jurisdiction, oaths, records, and confidential information, commitment, notification to Department of Law Enforcement of information on juvenile sexual offenders, and contractors permitted access to school grounds, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7019 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Sullivan—

HB 7019—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding the exemption from public records requirements for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7021 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee and Representative(s) Harrison—

HB 7021—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2018 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2018 shall be effective immediately upon publication; providing that general laws enacted during the June 7-9, 2017, special session and prior thereto and not included in the Florida Statutes 2018 are repealed; providing that general laws enacted after the June 7-9, 2017, special session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7023, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee and Representative(s) Harrison—

HB 7023—A bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68, 554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7025 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee and Representative(s) Harrison—

HB 7025—A bill to be entitled An act relating to the Florida Statutes; repealing ss. 39.0011, 161.143(5)(e), 193.1552, 216.292(8), 218.417, 218.418, 218.421, 218.422, 259.105(3)(m), 272.136(7), 296.37(3), 322.03(1)(c), 327.4105, 328.76(1)(e) and (f), 339.135(4)(i) and (j) and (5)(b) and (c), 375.075(4), 380.507(2)(h), 393.065(8), 403.7095(3), 408.0436, 420.5087(10), 420.9072(10), 430.82, 663.01(9), 663.041, 893.055(17), 1008.34(7), and 1012.341, F.S., and amending ss. 212.08(7)(jjj) and 394.462, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2018 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 39.001, 409.1666, and 663.532, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7027 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee and Representative(s) Harrison—

HB 7027—A bill to be entitled An act relating to the Florida Statutes; amending ss. 20.2551, 101.5614, 122.34, 201.02, 394.907, 395.602, 395.603, and 395.604, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; amending ss. 101.6952, 102.141, and 102.166, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7037, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Caldwell—

HB 7037—A bill to be entitled An act relating to election dates for municipal office; amending s. 100.3605, F.S.; requiring the governing body of a municipality to determine the dates on which an initial and runoff election for municipal office are held and providing options therefor; requiring counties that have established certain dates for the election of municipal officers through a special act to conduct municipal elections on specified dates; preempting to the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; extending the terms of incumbent elected municipal officers until the next municipal election; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7041 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Williamson—

HB 7041—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides an exemption from public records and public meetings requirements for certain records held by, and meetings conducted by, the Commission on Ethics, a Commission on Ethics and Public Trust established by any county or any municipality, or by any county or municipality that has established a local investigatory process to enforce more stringent standards of conduct and disclosure requirements than required by law; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Cummings—

HB 7059—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 472.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 8, February 14, and February 20 were corrected and approved.

CO-INTRODUCERS

Senators Montford—SB 7016; Powell—SB 196; Rader—SB 196, SB 456; Thurston—SB 196

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 11:11 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Tuesday, February 27 or upon call of the President.



Journal of the Senate

Number 14—Regular Session

Monday, February 26, 2018

CONTENTS

Co-Introducers	396
Committee Substitutes, First Reading	386
Executive Business, Appointments	395
House Messages, First Reading	395
Introduction and Reference of Bills	385
Reference Changes, Rule 4.7(2)	394
Reports of Committees	384
Senate Pages	396

REPORTS OF COMMITTEES

The Committee on Education recommends the following pass: CS for HB 7055 with 1 amendment

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

The Committee on Appropriations recommends the following pass: CS for SB 1226; SB 1426; SB 1500; SB 1562; CS for SB 1594

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

The Committee on Appropriations recommends the following pass: SB 34; CS for SB 280; SB 408; SB 440; SB 460; CS for SB 632; SB 648; CS for SB 854; SB 856; CS for SB 1046; SB 1184; SB 1398; SB 1402; CS for CS for SB 1622

The Committee on Rules recommends the following pass: CS for SB 46; SB 48; SR 210; CS for SB 394; CS for SB 746; CS for SB 1004; CS for CS for SB 1018; SB 1028; CS for SB 1128; CS for SB 1212; CS for SB 1252; CS for SB 1282; SB 7016; SB 7020

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 1494

The Committee on Education recommends a committee substitute for the following: SB 1804

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 774; CS for SB 1678

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 784

The bill with committee substitute attached was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1606

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1568; SB 1866

The bills with committee substitute attached were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1604

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 570

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 438; CS for SB 1876

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1220

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

The Committee on Appropriations recommends committee substitutes for the following: SB 654; SB 694; CS for SB 740; SB 764; SB 872; SB 1002; SB 1132; SB 1224; CS for CS for SB 1308; SB 1526; SB 1528; SB 1552; CS for SB 1788; SB 1884

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 616; CS for CS for SB 664; SB 676; SB 810; CS for CS for SB 1256; CS for CS for SB 1650

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1442

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 18; SB 42; CS for SB 758

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 1436

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 1218

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: CS for SB 1608

The Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 1758

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 44; CS for SB 590; CS for SB 1360; CS for SB 1422

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 852; CS for SB 1314; SB 1328; CS for SB 1646

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Rules—

SB 7024—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the address of a victim of an incident of mass violence; providing definitions; providing for future legislative review and repeal of the exemption; amending s. 119.011, F.S.; designating the address of a victim of an incident of mass violence as criminal intelligence information and criminal investigative information; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Rules—

SB 7026—A bill to be entitled An act relating to public safety; providing a short title; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 394.463, F.S.; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; requiring the law enforcement officer's agency to hold seized firearms and ammunition under certain circumstances; requiring law enforcement agencies to develop certain policies and procedures; authorizing a law enforcement officer to petition a court for a risk protection order under certain circumstances; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.34, F.S.; defining the term "bump-fire stock"; prohibiting the importation, transfer, distribution, transport, sale, or giving of a bump-fire stock in this state; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection

order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms and ammunition after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures by a certain date; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from knowingly filing a petition for such an order which contains materially false or misleading information; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; creating s. 943.082, F.S.; requiring the Department of Law Enforcement to competitively procure a mobile suspicious activity reporting tool; requiring the system to notify certain parties of specified information; requiring information received by the system to be reported to the appropriate agencies and school officials; requiring certain entities to be made aware of the system; requiring certain materials be provided to participating schools and school districts; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Florida Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; specifying meeting requirements; requiring Florida Department of Law Enforcement staff to assist the commission; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1000.051, F.S.; providing legislative intent regarding school safety and security; creating s. 1001.217, F.S.; creating the Office of Safe Schools; providing the purpose and duties of the office; amending ss. 1002.221 and 1002.225, F.S.; providing for construction regarding the applicability of public records exemptions for security system plans and security systems; amending s. 1006.04, F.S.; establishing the Multiagency Service Network for Students with Severe Emotional Disturbance; specifying the goals and duties of the program; authorizing the Legislature to provide funding to the department to award grants; creating s. 1006.05, F.S.; providing a purpose of the mental health assistance allocation; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the Commissioner of Education; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus; requiring each school district to designate a threat assessment team; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to provide specified entities with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; re-

quiring that certain recommendations be documented by such board or principal; requiring each district school board to designate or appoint a district school safety specialist; providing duties of the school safety specialist; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the Florida Sheriff's Marshal Program meets the requirement; creating s. 1006.149, F.S.; establishing the Public School Emergency Response Learning System Program within the department; establishing the program as a partnership between local law enforcement agencies and public education entities; specifying activities, training, notification systems, and resources provided through the program; specifying the creation of a preemptive plan of action; authorizing funding provided by the Legislature to implement the program; creating s. 1006.1491, F.S.; creating the Florida Sheriff's Marshal Program within the department; specifying a purpose; defining terms; establishing program eligibility requirements; authorizing special deputy sheriffs to perform certain duties, under specified circumstances; specifying training and instructional requirements; specifying grounds for termination and denial of participants; specifying implementation requirements; authorizing funding as provided by the Legislature; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; expanding the safe schools allocation to provide funding for specified school safety provisions; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S., relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; creating s. 16.63, F.S.; establishing the Medical Reimbursement Program for Victims of Mass Shootings in the Department of Legal Affairs; defining the term "mass shooting"; requiring the department to reimburse verified or designated trauma centers for certain costs associated with treating victims for injuries associated with a mass shooting; requiring a verified or designated trauma center that requests a reimbursement to accept it as payment in full; providing an appropriation; requiring the Department of Agriculture and Consumer Services to transfer, annually and by a specified date, a percentage of the fees collected for new and renewal concealed weapon or firearm licenses from the Division of Licensing Trust Fund to the Department of Legal Affairs to reimburse the trauma centers; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Banking and Insurance; and Senators Lee and Campbell—

CS for CS for SB 438—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; defining and redefining terms; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; revising applicability of specified provisions of the Florida Insurance Code to the Office of Insurance Regulation's authority to regulate providers of continuing care and continuing care at-home; amending s. 651.019, F.S.; revising notice and filing requirements for providers and facilities with respect to new and additional financing and refinancing; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions that qualify an applicant for a certificate of authority without first obtaining a provisional certificate of

authority; specifying requirements for the consolidated application; requiring an applicant to obtain separate certificates of authority for multiple facilities; specifying procedures and requirements for the office's review of such applications and issuance or denial of certificates of authority; providing requirements for reservation contracts, entrance fees, and reservation deposits; authorizing a provider to secure release of moneys held in escrow under specified circumstances; providing construction relating to the release of escrow funds; amending s. 651.022, F.S.; revising the office's authority to make certain inquiries in the review of applications for provisional certificates of authority; specifying requirements for application amendments if material changes occur; requiring applicants to submit a specified feasibility study; revising procedures and requirements for the office's review of such applications; conforming a provision to changes made by the act; making a technical change; conforming cross-references; amending s. 651.023, F.S.; revising requirements for an application for a certificate of authority; specifying requirements for application amendments if material changes occur; revising procedures and requirements for the office's review of such applications; revising minimum unit reservation and minimum deposit requirements; revising conditions under which a provider is entitled to secure release of certain moneys held in escrow; conforming provisions to changes made by the act; conforming cross-references; amending s. 651.024, F.S.; providing and revising applicability of certain provisions to a person seeking to assume the role of general partner of a provider or seeking specified ownership, possession, or control of a provider's assets; providing applicability of certain provisions to a person seeking to acquire and become the provider for a facility; providing procedures for filing a disclaimer of control; defining terms; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; prohibiting a person, without the office's prior written approval, from acquiring a facility operating under a subsisting certificate of authority and engaging in the business of providing continuing care; providing requirements for an applicant seeking simultaneous acquisition of a facility and issuance of a certificate of authority; requiring the Financial Services Commission to adopt by rule certain application requirements; requiring the office to review applications and issue approvals or disapprovals of filings in accordance with specified provisions; defining terms; providing standing to the office to petition a specified circuit court under certain circumstances; providing procedures for filing a disclaimer of control; providing construction; authorizing the commission to adopt, amend, and repeal rules; creating s. 651.0246, F.S.; requiring a provider to obtain written approval from the office before commencing construction or marketing for specified expansions of a certificated facility; providing that a provider is automatically granted approval for certain expansions under specified circumstances; defining the term "existing units"; providing applicability; specifying requirements for applying for such approval; requiring the office to consider certain factors in reviewing such applications; providing procedures and requirements for the office's review of applications and approval or denial of expansions; specifying requirements for escrowed moneys and for the release of the moneys; defining the term "initial entrance fee"; providing construction; amending s. 651.026, F.S.; revising requirements for annual reports that providers file with the office; revising guidelines for commission rulemaking; requiring the office to publish, within specified timeframes, a specified annual report; amending s. 651.0261, F.S.; revising requirements for quarterly statements filed by providers and facilities with the office; authorizing the office to waive certain filing requirements under certain circumstances; authorizing the office to require, under certain circumstances, providers or facilities to file monthly unaudited financial statements and certain other information; authorizing the commission to adopt certain rules; amending s. 651.028, F.S.; authorizing the office, under certain circumstances, to waive any requirement of ch. 651, F.S., for providers or obligated groups having certain accreditations or credit ratings; amending s. 651.033, F.S.; revising requirements for escrow accounts and escrow agreements; revising requirements for, and restrictions on, agents of escrow accounts; revising permissible investments for funds in an escrow account; revising requirements for the withdrawal of escrowed funds under certain circumstances; creating s. 651.034, F.S.; specifying requirements and procedures for the office if a regulatory action level event occurs; authorizing the office to use members of the Continuing Care Advisory Council or retain consultants for specified purposes; requiring affected providers to bear fees, costs, and expenses for such consultants; requiring the office to take certain actions if an impairment occurs; authorizing the office to forego taking action for a certain timeframe under certain circumstances; providing immunity from liability to the com-

mission, the Department of Financial Services, the office, and their employees or agents for certain actions; requiring the office to transmit any notice that may result in regulatory action by certain methods; authorizing the office to exempt a provider from specified requirements under certain circumstances and for a specified timeframe; authorizing the commission to adopt rules; providing construction; amending s. 651.035, F.S.; revising provider minimum liquid reserve requirements under specified circumstances; deleting an obsolete date; authorizing providers, under certain circumstances, to withdraw funds held in escrow without the office's approval; providing procedures and requirements to request approval for certain withdrawals; providing procedures and requirements for the office's review of such requests; authorizing the office, under certain circumstances, to order the immediate transfer of funds in the minimum liquid reserve to the custody of the department; providing that certain debt service reserves of a provider are not subject to such transfer provision; requiring facilities to file annual calculations of their minimum liquid reserves with the office and maintain such reserves beginning at specified periods; requiring providers to fund reserve shortfalls within a specified timeframe; providing construction; creating s. 651.043, F.S.; defining the term "management"; providing requirements for a contract for management made after a certain date; specifying procedures and requirements for providers filing notices of change in management with the office; specifying procedures, requirements, and factors for the office's review of such changes and approval or disapproval of the new management; requiring management disapproved by the office to be removed within a specified timeframe; authorizing the office to take certain disciplinary actions under certain circumstances; requiring providers to immediately remove management under certain circumstances; amending s. 651.051, F.S.; revising requirements for the maintenance of a provider's records and assets; amending s. 651.057, F.S.; conforming cross-references; amending s. 651.071, F.S.; revising construction as to the priority of continuing care and continuing care at-home contracts in the event of receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities and providers relating to the availability, distribution, and posting of reports and records; amending s. 651.105, F.S.; providing applicability of a provision of the Insurance Code relating to examinations and investigations to the office's authority in examining certain applicants and providers; requiring providers to respond to written correspondence from the office and provide certain information; declaring that the office has standing to petition a circuit court for certain injunctive relief; specifying venue; deleting a requirement for the office to determine if certain disclosures have been made; providing that a provider's or facility's parent, subsidiary, or affiliate is not subject to routine examination by the office except under certain circumstances; authorizing the office to examine certain parents, subsidiaries, or affiliates to ascertain the financial condition of a provider under certain circumstances; prohibiting the office, when conducting an examination or inspection, from using certain actuary recommendations for a certain purpose or requesting certain documents under certain circumstances; amending s. 651.106, F.S.; authorizing the office to deny an application for a provisional certificate of authority or a certificate of authority on certain grounds; revising and adding grounds for application denial or disciplinary action by the office; creating s. 651.1065, F.S.; prohibiting certain persons of a continuing care retirement community, except with the office's written permission, from actively soliciting, approving the solicitation or acceptance of, or accepting new continuing care contracts if they knew or should have known that the retirement community was impaired or insolvent; providing an exception; requiring the office to approve or disapprove the continued marketing of new contracts within a specified timeframe; providing a criminal penalty; amending s. 651.111, F.S.; revising procedures and requirements for the office's review of complaints requesting inspections of records and related financial affairs of a provider; amending s. 651.114, F.S.; providing that certain duties relating to a certain compliance or solvency plan must be performed by the office, or the Continuing Care Advisory Council at the request of the office, rather than solely by the council; providing construction relating to the office's authority to take certain measures; authorizing the office to seek a recommended plan from the advisory council; replacing the office with the department as the entity taking certain actions under ch. 631, F.S.; providing construction; revising circumstances under which the department and office are vested with certain powers and duties in regard to delinquency proceedings; specifying requirements for providers to notify residents and prospective residents of delinquency proceedings; specifying procedures relating to orders to show cause and hearings pursuant to ch. 631, F.S.; revising

facilities with respect to which the office may not exercise certain remedial rights; creating s. 651.1141, F.S.; authorizing the office to issue an immediate final order for a provider to cease and desist from specified violations; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; providing a criminal penalty for certain actions performed without a valid provisional certificate of authority; making a technical change; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 570—A bill to be entitled An act relating to sentencing; amending s. 893.13, F.S.; reducing the distance applicable to certain controlled substance offenses committed within certain drug-free zones; providing that only offenses involving the sale or manufacturing of a controlled substance are subject to enhanced penalties when committed within a drug-free zone; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Transportation; and Senators Passidomo, Perry, and Hutson—

CS for CS for CS for SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms "motor vehicle dealer," "franchised motor vehicle dealer," "independent motor vehicle dealer," and "wholesale motor vehicle dealer"; deleting the definition of "motor vehicle broker"; adding an exception to the prohibition against persons other than licensed motor vehicle dealers from advertising for sale or lease any motor vehicle belonging to another party; authorizing owners of motor vehicles titled in their names to advertise and offer motor vehicles for sale on their own behalf, provided such vehicles are acquired and sold in good faith and not for the purpose of avoiding specified requirements; prohibiting a licensed motor vehicle dealer from allowing any person other than its bona fide employee to use its motor vehicle dealer license for the purpose of acting in the capacity of or conducting motor vehicle lease transactions as a motor vehicle dealer; providing that any person acting in violation of specified licensing requirements or misrepresenting to any person his or her relationship with any motor vehicle dealer is deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring, within a specified timeframe, the Department of Highway Safety and Motor Vehicles to deliver or mail to each licensee the necessary renewal forms along with a statement that the licensee is required to complete any applicable continuing education or industry certification requirements; deleting certain continuing education and certification requirements; requiring any licensee who does not file his or her application and fees and any other requisite documents, as required by law, before the license expiration date to cease engaging in business as a motor vehicle dealer on the license expiration date; requiring applications received by the department for renewal of independent motor vehicle dealer licenses to certify that the dealer has completed continuing education before filing the renewal forms with the department, subject to certain requirements; providing requirements for continuing education and dealer schools; authorizing such schools to charge a fee for providing continuing education; requiring applications received by the department for renewal of franchised motor vehicle dealer licenses to certify that the dealer has completed certain industry certification before filing the renewal forms with the department, subject to certain requirements; providing requirements for industry certification and certain statewide industry associations of franchised motor vehicle dealers; authorizing an association to charge up to a specified fee for providing the industry certification; providing for annual adjustments to the maximum fee, beginning on a specified date; authorizing industry certification for licensees belonging to a dealership group to be accomplished by a certain designated person; defining the term "dealership group"; requiring a licensee who seeks to satisfy the certification through a dealership group to provide the department with certain evidence at the time of filing the certificate of completion; providing an effective date.

By the Committee on Appropriations; and Senator Perry—

CS for SB 654—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s.

1003.481, F.S.; extending the scheduled expiration of the pilot program; providing an effective date.

By the Committees on Rules; Transportation; and Commerce and Tourism; and Senators Young, Steube, and Perry—

CS for CS for CS for SB 664—A bill to be entitled An act relating to the salvage of pleasure vessels; creating s. 559.9602, F.S.; providing applicability; providing definitions; requiring salvors of pleasure vessels to provide specified written notice to a customer who is present on a pleasure vessel before engaging in a salvage operation of the vessel; providing an exception; providing a cause of action and remedies; specifying that such remedies are in addition to others provided by law; providing an effective date.

By the Committee on Rules; and Senator Passidomo—

CS for SB 676—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term “marital assets and liabilities” for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

By the Committee on Appropriations; and Senators Brandes and Bracy—

CS for SB 694—A bill to be entitled An act relating to mandatory sentences; amending s. 893.135, F.S.; authorizing a court to impose a sentence other than a mandatory minimum term of imprisonment and mandatory fine for a person convicted of trafficking if the court makes certain findings on the record; providing an effective date.

By the Committees on Appropriations; and Agriculture; and Senator Stargel—

CS for CS for SB 740—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; specifying the methodology for the assessment of certain structures in horticultural production; specifying, subject to certain conditions, that land classified as agricultural remains classified as such for a specified period if such lands are damaged by certain natural disasters and agricultural production is halted or reduced; providing for retroactive application; creating s. 252.3569, F.S.; providing a legislative finding; establishing a state agricultural response team within the department; specifying the duties of the team; amending s. 316.565, F.S.; revising the Governor's authority, to include agricultural products instead of only perishable food, in declaring an emergency relating to the transport of such products when there is a breakdown in the normal public transportation facilities necessary to move such products; authorizing the Department of Transportation to issue, and specifying that certain law enforcement officers must accept, electronic verification of permits during a declared state of emergency; providing that such permits are valid for up to a specified period, but no longer than the duration of the declared state of emergency or any extension thereof; requiring the Department of Transportation to consult with the Department of Agriculture and Consumer Services and stakeholders in the agricultural industry in implementing emergency transportation assistance for agricultural products; amending s. 379.361, F.S.; transferring authority to issue licenses for oyster harvesting in Apalachicola Bay from the department to the City of Apalachicola; revising the disposition and permitted uses of license proceeds; amending s. 487.041, F.S.; deleting obsolete provisions; deleting a requirement that all pesticide registration fees be submitted electronically; amending s. 496.415, F.S.; prohibiting the comingling of funds in connection with the planning, conduct, or execution of any solicitation or charitable or sponsor sales promotion; amending s. 496.418, F.S.; revising recordkeeping and accounting requirements for solicitations of funds; specifying a rebuttable presumption under certain circumstances;

amending s. 500.459, F.S.; revising permitting requirements and operating standards for water vending machines; amending s. 501.059, F.S.; revising the term “telephonic sales call” to include voicemail transmissions; defining the term “voicemail transmission”; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising civil penalties; creating s. 501.6175, F.S.; specifying recordkeeping requirements for commercial telephone sellers; amending s. 501.912, F.S.; revising terms; amending s. 501.913, F.S.; authorizing antifreeze brands to be registered for a specified period; deleting a provision relating to the registration of brands that are no longer in production; specifying a certified report requirement for first-time applications; amending s. 501.917, F.S.; revising department sampling and analysis requirements for antifreeze; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 501.92, F.S.; revising when the department may require an antifreeze formula for analysis; amending s. 525.07, F.S.; authorizing the department to seize skimming devices without a warrant; amending s. 526.304, F.S.; authorizing the department to temporarily suspend enforcement, for specified purposes during states of emergency, of certain provisions relating to predatory practices in the retail sale of motor fuel; amending s. 526.305, F.S.; authorizing the department to temporarily suspend enforcement, for specified purposes during states of emergency, of certain provisions relating to discriminatory practices in sale of motor fuel; amending s. 526.51, F.S.; revising application requirements and fees for brake fluid brands; deleting a provision relating to the registration of brands that are no longer in production; amending s. 526.53, F.S.; revising department sampling and analysis requirements for brake fluid; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 527.01, F.S.; revising terms; amending s. 527.02, F.S.; revising the persons subject to liquefied petroleum business licensing provisions; revising such licensing fees and requirements; revising reporting and fee requirements for certain material changes to license information; deleting a provision authorizing license transfers; amending s. 527.0201, F.S.; revising the persons subject to liquefied petroleum qualifier competency examination, registry, supervisory, and employment requirements; revising the expiration of qualifier registrations; revising the persons subject to master qualifier requirements; revising master qualifier application requirements; deleting provisions specifying that a failure to replace master qualifiers within certain periods constitutes grounds for license revocation; deleting a provision relating to facsimile transmission of duplicate licenses; amending s. 527.021, F.S.; revising the circumstances under which liquefied petroleum gas bulk delivery vehicles must be registered with the department; amending s. 527.03, F.S.; authorizing certain liquefied petroleum gas registrations to be renewed for 2 or 3 years; deleting certain renewal period requirements; amending s. 527.04, F.S.; revising the persons required to provide the department with proof of insurance; revising the required payee for a bond in lieu of such insurance; amending s. 527.0605, F.S.; deleting provisions requiring licensees to submit a site plan and review fee for liquefied petroleum bulk storage container locations; amending s. 527.065, F.S.; revising the circumstances under which a liquefied petroleum gas licensee must notify the department of an accident; amending s. 527.067, F.S.; requiring certain liquefied petroleum gas dealers to provide notice within a specified period before rendering a consumer's liquefied petroleum gas equipment or system inoperable or discontinuing service; providing an exception; amending ss. 527.10 and 527.21, F.S.; conforming provisions to changes made by the act; amending s. 527.22, F.S.; deleting an obsolete provision; amending s. 531.67, F.S.; extending the expiration date of certain provisions relating to permits for commercially operated or tested weights or measures instruments or devices; amending s. 534.47, F.S.; revising and providing definitions; amending s. 534.49, F.S.; conforming provisions to changes made by the act; repealing s. 534.50, F.S., relating to reporting and notice requirements for dishonored checks and drafts for payment of livestock purchases; amending s. 534.501, F.S.; providing that delaying or failing to make payment for certain livestock is an unfair and deceptive act; repealing s. 534.51, F.S., relating to the prohibition of the filing of complaints by certain livestock markets; amending s. 534.54, F.S.; providing that purchasers who delay or fail to render payment for purchased livestock are liable for certain fees, costs, and expenses; conforming provisions to changes made by the act; amending s. 570.07, F.S.; authorizing the department to waive certain

fees during a state of emergency; amending s. 573.111, F.S.; revising the required posting location for the issuance of an agricultural commodity marketing order; amending s. 578.011, F.S.; revising and defining terms; creating s. 578.012, F.S.; providing legislative intent; creating a preemption of local law relating to regulation of seed; amending s. 578.08, F.S.; revising application requirements for the registration of seed dealers; conforming provisions to changes made by the act; specifying that a receipt from the department need not be written to constitute a permit; deleting an exception to registration requirements for certain experiment stations; requiring the payment of fees when packet seed is placed into commerce; amending s. 578.09, F.S.; revising labeling requirements for agricultural, vegetable, flower, tree, and shrub seeds; conforming a cross-reference; repealing s. 578.091, F.S., relating to labeling of forest tree seed; amending s. 578.10, F.S.; revising exemptions to seed labeling, sale, and solicitation requirements; amending s. 578.11, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 578.12, F.S.; conforming provisions to changes made by the act; amending s. 578.13, F.S.; conforming provisions to changes made by the act; specifying that it is unlawful to move, handle, or dispose of seeds or tags under a stop-sale notice or order without permission from the department; specifying that it is unlawful to represent seed as certified except under specified conditions or to label seed with a variety name under certain conditions; repealing s. 578.14, F.S., relating to packet vegetable and flower seed; amending s. 578.181, F.S.; revising penalties; amending s. 578.23, F.S.; revising recordkeeping requirements relating to seed labeling; amending s. 578.26, F.S.; conforming provisions to changes made by the act; specifying that certain persons may not commence legal proceedings or make certain claims against a seed dealer before certain findings and recommendations are transmitted by the seed investigation and conciliation council to the complainant and dealer; deleting a requirement that the department transmit such findings and recommendations to complainants and dealers; requiring the department to mail a copy of the council's procedures to both parties upon receipt of a complaint; amending s. 578.27, F.S.; removing alternate membership from the seed investigation and conciliation council; revising the terms of members of the council; conforming provisions to changes made by the act; revising the purpose of the council; revising the council's investigatory process; renumbering and amending s. 578.28, F.S.; making a technical change; creating s. 578.29, F.S.; prohibiting certain noxious weed seed from being offered or exposed for sale; amending s. 590.02, F.S.; authorizing the Florida Forest Service to pay certain employees' initial commercial driver license examination fees; creating s. 817.417, F.S.; providing a short title; defining terms; specifying department duties and responsibilities relating to government impostor and deceptive advertisements; requiring rulemaking by the department; specifying that it is a violation to disseminate certain misleading or confusing advertisements, to make certain misleading or confusing representations, to use content implying or leading to confusion that such content is from a governmental entity when such is not true, to fail to provide certain disclosures, and to fail to provide certain responses and answers to the department; requiring a person offering documents that are available free of charge or at a lesser price from a governmental entity to provide a certain disclosure; providing penalties; amending s. 489.105, F.S.; conforming provisions to changes made by the act; reenacting s. 527.06(3), F.S., relating to published standards of the National Fire Protection Association; providing an effective date.

By the Committee on Appropriations; and Senators Bean, Mayfield, and Perry—

CS for SB 764—A bill to be entitled An act relating to the Dental Student Loan Repayment Program; creating s. 381.4019, F.S.; establishing the Dental Student Loan Repayment Program to support dentists who practice in public health programs located in certain underserved areas; providing definitions; requiring the Department of Health to establish the loan program; providing for the award of funds; providing the maximum number of years funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Bean—

CS for CS for SB 774—A bill to be entitled An act relating to dependency proceedings; amending s. 63.092, F.S.; requiring the Department of Children and Families to provide specified records to entities conducting preliminary home studies; limiting certain training requirements to persons who adopt children from the department; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 784—A bill to be entitled An act relating to insurance; amending s. 625.151, F.S.; providing that certain securities valuation limitations do not apply to certain stock of certain foreign insurers' subsidiary corporations or related entities; amending s. 625.325, F.S.; providing that certain provisions relating to insurer investments in subsidiaries and related corporations do not apply to foreign insurers under certain circumstances; amending s. 626.221, F.S.; revising professional designations that exempt all-lines adjuster license applicants from an examination requirement; repealing s. 626.918(2)(a), F.S., relating to a certain condition before an unauthorized insurer may be or become an eligible surplus lines insurer; amending s. 626.932, F.S.; reducing the tax on surplus lines insurance; deleting a limitation on the tax rate for certain surplus lines policies; amending s. 626.9651, F.S.; revising federal standards applicable to Department of Financial Services and Financial Services Commission rules governing the use of consumer nonpublic personal financial and health information; amending s. 627.416, F.S.; authorizing insurers to issue policies that are not executed by certain authorized persons; amending s. 627.43141, F.S.; specifying that a written notice of a change in policy terms must summarize the change; amending s. 627.7015, F.S.; authorizing a third party, as assignee of the policy benefits, to request mediation for disputed property insurance claims; providing that insurers are not required to participate in such mediations; making technical changes; amending s. 627.728, F.S.; adding certain proofs of mailing that an insurer may use to provide certain notices relating to cancellation and nonrenewals of policies to certain insureds; amending s. 627.756, F.S.; providing that certain attorney fee provisions apply to suits brought by contractors against surety insurers under payment or performance bonds for building or construction contracts; providing that contractors are deemed to be insureds or beneficiaries for the purposes of such provisions; providing applicability; amending s. 628.4615, F.S.; revising the definition of the term "specialty insurer" to include viatical settlement providers; providing that a person may rebut a presumption of control by filing a specified disclaimer with the Office of Insurance Regulation; providing an alternative to a form prescribed by the commission; providing construction; conforming cross-references; amending s. 628.8015, F.S.; deleting a condition that certain filings and documents relating to insurer own-risk and solvency assessments and corporate governance annual disclosures must be obtained from the office to be inadmissible in evidence in private civil actions; amending s. 629.401, F.S.; revising unearned premium reserve requirements for insurance exchanges regulated by the office; defining the term "net written premiums"; amending s. 634.121, F.S.; revising requirements and procedures for the delivery of motor vehicle service agreements and certain forms by motor vehicle service agreement companies to agreement holders; defining terms; specifying requirements if a motor vehicle service agreement company elects to post service agreements on its website in lieu of mailing or delivering to agreement holders; amending s. 641.3107, F.S.; revising requirements and procedures for the delivery of health maintenance contracts and certain documents by health maintenance organizations to subscribers; defining terms; specifying requirements if a health maintenance organization elects to post health maintenance contracts on its website in lieu of mailing or delivering to subscribers or certain persons; providing an effective date.

By the Committee on Rules; and Senator Powell—

CS for SB 810—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; authorizing a supervisor of elections to accept an elector's voted vote-by-mail ballot at an early voting site in the county where the elector is registered to vote during the site's hours

of operation; requiring the Division of Elections to adopt rules; providing an effective date.

By the Committee on Appropriations; and Senator Grimsley—

CS for SB 872—A bill to be entitled An act relating to young farmers and ranchers; creating s. 570.842, F.S.; creating the Florida Young Farmer and Rancher Matching Grant Program within the Department of Agriculture and Consumer Services; specifying the purpose of the grants; requiring the department to select grant recipients based on certain criteria; requiring the department to adopt rules; specifying minimum grant selection criteria; specifying a grant award minimum and maximum; requiring that no more than one award per year may go to an individual recipient; specifying that grant funding is contingent upon specific appropriation from the Legislature; creating s. 570.843, F.S.; creating the Florida Young Farmer and Rancher Advisory Council within the department; specifying membership of the council; providing for staggered terms; specifying the meetings, powers, duties, procedures, and recordkeeping of the council; specifying that the council may submit findings and recommendations to the Commissioner of Agriculture; specifying the issues the council may examine; creating s. 570.844, F.S.; requiring the department to establish a clearinghouse on its website for resources to assist young and beginning farmers and ranchers; providing an effective date.

By the Committee on Appropriations; and Senators Passidomo and Bean—

CS for SB 1002—A bill to be entitled An act relating to guardianship; amending s. 744.2104, F.S.; requiring certain medical, financial, or mental health records or financial audits that are necessary as part of an investigation of a guardian as a result of a complaint filed for certain purposes with the Office of Public and Professional Guardians to be provided to the office or its designee upon that office's request; amending s. 744.368, F.S.; authorizing the clerk of the court to conduct audits and cause the initial and annual guardianship reports to be audited under certain circumstances; requiring the clerk to advise the court of the results of any such audit; prohibiting any fee or cost incurred by the guardian in responding to the review or audit from being paid or reimbursed by the ward's assets if there is a finding of wrongdoing by the court; amending s. 744.3701, F.S.; authorizing the clerk to disclose confidential information to the Department of Children and Families or law enforcement agencies for certain purposes as provided by court order; amending s. 744.444, F.S.; authorizing certain guardians of property to provide confidential information about a ward which is related to an investigation arising under specified provisions to a clerk or to an Office of Public and Professional Guardians investigator conducting such an investigation; providing that any such clerk or Office of Public and Professional Guardians investigator has a duty to maintain the confidentiality of such information; providing an effective date.

By the Committee on Appropriations; and Senator Hutson—

CS for SB 1132—A bill to be entitled An act relating to vessel safety inspection decals; amending s. 327.70, F.S.; providing rulemaking authority to the Fish and Wildlife Conservation Commission regarding expiration and design of safety inspection decals; specifying standards for such rulemaking; providing a maximum period of validity for the decal; specifying that decals issued on or before a specified date are no longer valid after that date; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Brandes—

CS for CS for SB 1220—A bill to be entitled An act relating to detention facilities; creating s. 900.05, F.S.; defining terms and specifying covered offenses; requiring that a custodial interrogation at a place of detention be electronically recorded in its entirety in connection with certain offenses; requiring law enforcement officers who do not comply with the electronic recording requirement or who conduct custodial interrogations at a place other than a place of detention to prepare a specified report; providing exceptions to the electronic recording requirement; requiring a court to consider a law enforcement officer's failure to comply with the electronic recording requirements in de-

termining the admissibility of a statement unless an exception applies; requiring a court, upon the request of a defendant, to give cautionary instructions to a jury under certain circumstances; providing immunity from civil liability to law enforcement agencies that enforce certain rules; providing that no cause of action is created against a law enforcement officer; amending s. 951.22, F.S.; prohibiting introduction into or possession of, on the grounds of any county detention facility, any cellular telephone or other portable communication device; defining the term "portable communication device"; providing criminal penalties; amending s. 921.0022, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senator Bradley—

CS for SB 1224—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; authorizing a malt beverage distributor to give branded glassware to vendors licensed to sell malt beverages for on-premises consumption; requiring that the glassware bear certain branding; providing an annual limit on the amount of glassware a distributor may give to a vendor; prohibiting a vendor from selling the branded glassware or returning it to a distributor for cash, credit, or replacement; requiring manufacturers, importers, distributors, and vendors to maintain certain records; defining the terms "case" and "glassware"; providing an effective date.

By the Committees on Rules; Judiciary; and Criminal Justice; and Senator Brandes—

CS for CS for CS for SB 1256—A bill to be entitled An act relating to security of communications; amending s. 934.01, F.S.; revising and providing legislative findings; amending s. 934.02, F.S.; redefining the term "oral communication"; defining the terms "microphone-enabled household device" and "portable electronic communication device"; amending s. 934.21, F.S.; revising the exceptions to conduct that constitute unlawful access to stored communications; conforming a provision to changes made by the act; amending s. 934.23, F.S.; defining the term "investigative or law enforcement officer" and specifying that an exception to such definition is that in any criminal investigation a law enforcement agency must request a prosecutor obtain a subpoena for information obtainable by a subpoena; requiring a warrant for any content of a stored communications; deleting provisions relating to obtaining content of stored communications, with required subscriber notice, by obtaining a court order for disclosure or using a subpoena; deleting provisions relating to any electronic communication held or maintained in a remote computing service; deleting a provision on not providing notice applicable to a subpoena for basic subscriber information; repealing s. 934.24, F.S.; deleting provisions relating to backup protection for content of stored communication; deleting provisions authorizing a subscriber to seek a court order to quash such subpoena or vacate such court order for disclosure; amending 934.25, F.S., deleting provisions relating to delaying subscriber notice when such notice is required for obtaining contents of stored communications pursuant to a court order for disclosure or subpoena; deleting references to subscriber notice or delay of such notice in provisions relating to nondisclosure of a warrant, court order, or subpoena for stored communications; defining the term "adverse result"; creating s. 934.255, F.S.; defining the terms "adverse result," "child," "investigative or law enforcement officer," "sexual abuse of child," and "supervisory official"; specifying an exception to the definition of the term "investigative or law enforcement officer" is that in any criminal investigation a law enforcement agency must request a prosecutor obtain a subpoena for information obtainable by a subpoena; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain person or entities for subscriber or customer information relevant to stored communications; specifying requirements for the issuance of a subpoena; authorizing a subpoenaed person to petition a court for an order modifying or setting aside a prohibition on disclosure; authorizing, under certain circumstances, an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; requiring an in-

investigative or law enforcement officer to maintain a true copy of a written certification required for nondisclosure; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying any person of the existence of a subpoena under certain circumstances; authorizing an investigative or law enforcement officer to petition a court to compel compliance with a subpoena; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; precluding a cause of action against certain entities or persons for providing information, facilities, or assistance in accordance with terms of a subpoena; providing for preservation of evidence pending issuance of legal process; providing that certain entities or persons shall be held harmless from any claim and civil liability resulting from disclosure of specified information; providing for reasonable compensation for reasonable expenses incurred in providing assistance; requiring that a subpoenaed witness be paid certain fees and mileage; amending s. 934.42, F.S.; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a warrant, rather than an order, authorizing the acquisition of cellular-site location data, precise global positioning satellite location data, or historical global positioning satellite location data; requiring an application for a warrant to include a statement of a reasonable period of time that a mobile tracking device may be used, not to exceed a specified limit; authorizing a court to grant extensions that do not individually exceed a specified limit, for good cause; deleting a provision requiring a certification to be included in the application for an order; requiring the warrant to command the officer to complete an installation authorized by the warrant within a certain timeframe; providing requirements for the return of the warrant to the judge and service of a copy of the warrant on the person who was tracked or whose property was tracked; authorizing a court, for good cause, to postpone the notice requirement for a specified time period; requiring that the standards established by Florida courts for the installation, use, or monitoring of mobile tracking devices apply to the installation, use, or monitoring of certain devices; redefining the term "tracking device"; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to install or use a mobile tracking device under certain circumstances; providing requirements for the installation and use of such mobile tracking devices; amending s. 934.26, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Environmental Preservation and Conservation; and Senator Perry—

CS for CS for CS for SB 1308—A bill to be entitled An act relating to environmental regulation; amending s. 373.250, F.S.; deleting an obsolete provision; providing examples of reclaimed water use that may create an impact offset; revising the required provisions of the water resource implementation rule; amending s. 403.064, F.S.; encouraging the use of aquifer recharge; requiring the Department of Environmental Protection and the water management districts to develop and enter into a memorandum of agreement providing for a coordinated review of any reclaimed water project requiring a reclaimed water facility permit, an underground injection control permit, and a consumptive use permit; specifying required provisions for such memorandum; specifying the date by which the memorandum must be developed and executed; amending s. 403.706, F.S.; requiring counties and municipalities to address contamination of recyclable material in specified contracts; prohibiting counties and municipalities from requiring the collection or transport of contaminated recyclable material by residential recycling collectors except under certain conditions; defining the term "residential recycling collector"; prohibiting counties and municipalities from requiring the processing of contaminated recyclable material by recovered materials processing facilities except under certain conditions; specifying required contract provisions in residential recycling collector and recovered materials processing facility contracts with counties and municipalities; providing applicability; amending s. 403.813, F.S.; prohibiting a local government from requiring an individual to provide further department verification for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; creating s. 403.1839, F.S.; defining terms; providing legislative findings; establishing the blue star collection system assessment and maintenance program; specifying the purpose of the program; requiring the department to adopt rules and review and, if appropriate, approve applications for

certification under the program; requiring a utility applying for certification to provide reasonable documentation demonstrating that it meets specified certification standards; providing that certifications expire after a specified period of time; specifying requirements to maintain program certification; requiring the department to annually publish a list of certified blue star utilities, beginning on a specified date; requiring the department to allow public and private, nonprofit utilities to participate in the Clean Water State Revolving Fund Program for certain purposes; authorizing the department to reduce certain penalties for a certified utility under specified conditions; amending s. 403.067, F.S.; creating a presumption of compliance with certain total maximum daily load requirements for certified blue star utilities; amending s. 403.087, F.S.; requiring the department to provide extended operating permits when a certified blue star utility applies for permit renewal under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce a penalty based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; allowing for additional recipients and uses of Small Community Sewer Construction grants; providing effective dates.

By the Committees on Banking and Insurance; and Health Policy; and Senators Montford, Grimsley, and Powell—

CS for CS for SB 1494—A bill to be entitled An act relating to prescription drug pricing transparency; amending s. 465.0244, F.S.; requiring pharmacists to inform customers of less expensive, generically equivalent drugs for their prescriptions and as to whether customers' cost-sharing obligations exceed the retail price of their prescriptions; repealing s. 465.1862, F.S., relating to pharmacy benefit manager contracts; creating s. 624.490, F.S.; defining the term "pharmacy benefit manager"; requiring a pharmacy benefit manager to register with the Office of Insurance Regulation beginning on a specified date; providing requirements and terms of registration, including the payment of a nonrefundable fee; requiring the office to issue certificates of registration; specifying that certificates are nontransferable; requiring the Financial Services Commission to set an initial registration fee and a renewal fee which are nonrefundable and may not exceed a specified amount; requiring the commission to adopt rules; creating ss. 627.64741, 627.6572, and 641.314, F.S.; defining the terms "maximum allowable cost" and "pharmacy benefit manager"; requiring that certain terms be included in a contract between a health insurer or a health maintenance organization and a pharmacy benefit manager; providing applicability; providing an effective date.

By the Committee on Appropriations; and Senator Gibson—

CS for SB 1526—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program; creating s. 1009.894, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing the purpose of the program; authorizing the Legislature to appropriate funds for the program; requiring a historically black college or university to provide a certain amount of matching funds to participate in the program; requiring specified funds to be invested; requiring certain funds to remain in the trust fund; providing that the interest the trust fund earns will be used to provide scholarships to certain students; providing for annual disbursement of the interest, by a specified date; requiring the State Board of Education and Board of Governors of the State University System to adopt rules and regulations, respectively; providing an effective date.

By the Committee on Appropriations; and Senator Gibson—

CS for SB 1528—A bill to be entitled An act relating to trust funds; creating s. 20.151, F.S.; creating the Historically Black Colleges and Universities Matching Endowment Scholarship Trust Fund within the Department of Education; providing for the purpose of the trust fund and source of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Appropriations; and Senator Bracy—

CS for SB 1552—A bill to be entitled An act relating to juvenile justice; amending s. 320.08058, F.S.; allowing the Department of Highway Safety and Motor Vehicles to distribute proceeds from the Invest in Children license plate annual use fee on a statewide basis; amending s. 985.03, F.S.; replacing the term “nonsecure detention” with the term “supervised release detention”; defining the term “supervised release detention”; amending ss. 985.037, 985.039, and 985.101, F.S.; conforming provisions to changes made by the act; amending s. 985.24, F.S.; deleting provisions authorizing the Department of Juvenile Justice to develop evening reporting centers; conforming provisions to changes made by the act; amending s. 985.245, F.S.; revising risk assessment instrument considerations; conforming provisions to changes made by the act; amending s. 985.25, F.S.; deleting a provision requiring mandatory detention for children taken into custody on three or more separate occasions within a 60-day period; amending s. 985.255, F.S.; revising the circumstances under which a continued detention status may be ordered; amending s. 985.26, F.S.; requiring the department to hold a prolific juvenile offender in secure detention pending a detention hearing following a violation of nonsecure detention; amending s. 985.26, F.S.; revising the definition of the term “disposition”; conforming provisions to changes made by the act; amending ss. 985.265 and 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.439, F.S.; deleting an authorization for placement of a child in a consequence unit in certain circumstances; allowing a child who violates conditions of probation to be detained or released based on the results of the detention risk assessment instrument; conforming provisions to changes made by the act; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may file an information against the child for prosecution as an adult; amending s. 985.601, F.S.; conforming provisions to changes made by the act; amending s. 985.672, F.S.; requiring the board of directors of the department’s direct-support organization to be appointed according to the organization’s bylaws; deleting the scheduled repeal of provisions governing the direct-support organization established by the department; providing effective dates.

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

CS for SB 1568—A bill to be entitled An act relating to prohibited activities under the Workers’ Compensation Law; amending s. 440.09, F.S.; specifying that certain statements containing incomplete or inaccurate information and relating to an employee’s citizenship, residency, or other employment status may not constitute a basis for denying workers’ compensation benefits; amending s. 440.105, F.S.; deleting a prohibition against knowingly presenting, or causing to be presented, certain statements as evidence of identity for certain purposes; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Taddeo—

CS for SB 1604—A bill to be entitled An act relating to public records; amending s. 288.1259, F.S.; providing an exemption from public records requirements for certain application information submitted to the Florida Motion Picture Capital Corporation; providing for legislative review and repeal of the exemption; defining terms; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senators Taddeo and Gibson—

CS for SB 1606—A bill to be entitled An act relating to film and television production; creating s. 288.1259, F.S.; defining terms; establishing the Florida Motion Picture Capital Corporation to encourage the use of this state as a site for scripted productions by providing financing to certain productions; providing powers of and imposing limitations on the corporation; requiring the board of directors to adopt specified criteria for evaluating applications for financing; requiring productions to use a bonded third-party collection account management firm; requiring that certain presales or sales estimates meet a specified minimum value; requiring productions to carry an insurance package meeting certain standards; requiring productions to provide certain proof of funds within a specified period; requiring that the lead producer or production company have a specified sales record or provide a comple-

tion bond; requiring that certain items be evaluated and approved by a production expert selected by the board; requiring that the production budget include a certain amount of contingency funds; providing for the release of corporation funds according to a specified schedule; requiring the board to approve the expenditure of certain contingency funds; requiring the board to release corporation funds to a production in a specified manner; requiring the production company to allow the board to inspect and audit certain reports and ledgers within a certain timeframe; requiring the board to give preference to productions that meet specified criteria; authorizing the corporation to charge certain fees; requiring the board to be composed of certain members; providing for the appointment of the board, terms for the board, and guidelines for the board; prohibiting board members from discussing certain pending applications with applicants outside of a board meeting for a specified period; requiring board members to serve without compensation; authorizing the board members to be reimbursed for certain expenses; requiring the board to adopt bylaws, rules, and policies before the expenditure of funds; requiring the board to hold regularly scheduled meetings; requiring the board to create the Florida Motion Picture Capital Account and maintain exclusive control of the account; authorizing the board to deposit funds with certain institutions and to invest certain funds in permissible securities; requiring that certain dividend payments be redeposited in the account for a specified purpose; requiring that the corporation’s operating expenses be kept to a minimum and funded by appropriations and certain net returns; requiring that a claim against the account be solely paid from the account; requiring the board to appoint a president who meets specified criteria; limiting the salary and benefits of the president; providing the powers and duties of the president; requiring the corporation to provide certain notice of financing contracts or agreements to the Department of Economic Opportunity and on the corporation’s website for a specified period of time; requiring that the notice include specified information; requiring the corporation to submit a supplemental report to the department which contains certain information; requiring the Auditor General to conduct an annual financial audit of the corporation and the account; amending s. 20.60, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senators Montford and Book—

CS for CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; providing for the name of a child’s guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.01, F.S.; expanding the definition of the term “harm” to encompass infants born under certain circumstances; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child in a timely manner; requiring certain court orders to specify certain deadlines; amending s. 39.402, F.S.; providing that time limitations governing placement of a child in a shelter do not include continuances requested by the court; providing limitations on continuances; providing requirements for parents to achieve reunification with the child; amending s. 39.507, F.S.; requiring the court to advise the parents during an adjudicatory hearing of certain actions that are required to achieve reunification; amending s. 39.521, F.S.; requiring the department to provide copies of the family functioning assessment to certain persons; amending s. 39.522, F.S.; providing conditions for the court to consider the continuity of the child’s placement in the same out-of-home residence before the permanency placement is approved in a postdisposition proceeding to modify custody; amending s. 39.6011, F.S.; requiring a case plan for a child receiving services from the department to include a protocol for parents to achieve reunification with the child; providing that certain action or inaction by a parent may result in termination of parental rights; requiring the department to provide certain information to a parent before signing a case plan; providing a timeframe for referral for services; amending s. 39.6012, F.S.; requiring a case plan to contain certain information; requiring parents or legal guardians to provide certain information to the department or contracted case management agency and to update the information as appropriate; requiring the parents or legal guardians to make proactive contact with the department or contracted case management agency; amending s. 39.6013, F.S.; requiring the court to consider certain factors when determining whether to amend a case plan; conforming a cross-reference;

amending s. 39.621, F.S.; requiring the court to determine certain factors at a permanency hearing; requiring the court to hold permanency hearings within specified timeframes until permanency is determined; amending s. 39.701, F.S.; revising the findings a court must make at a judicial review hearing relating to a child's permanency goal; requiring the department to file a motion to amend a case plan when concurrent planning is used, under certain circumstances; amending s. 39.806, F.S.; specifying that a parent or parents may materially breach a case plan by action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition of the child following termination of parental rights within a specified timeframe; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Stargel—

CS for CS for SB 1678—A bill to be entitled An act relating to reports concerning seized or forfeited property; amending s. 932.7061, F.S.; revising the deadline for submitting an annual report by law enforcement agencies concerning property seized or forfeited under the Florida Contraband Forfeiture Act; reenacting s. 932.7062, F.S., relating to a penalty for noncompliance with reporting requirements, to incorporate the amendment made to s. 932.7061, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Passidomo—

CS for CS for SB 1788—A bill to be entitled An act relating to medication administration; amending s. 393.506, F.S.; revising training requirements for unlicensed direct service providers to assist with the administration of or to supervise the self-administration of medication if specified requirements are met; providing validation requirements for the competency and skills of unlicensed direct service providers; providing that an unlicensed direct service provider may administer medication to a client only if he or she has met specified training requirements and has been validated as competent; prohibiting such administration and the supervision of self-administration without specified informed written consent; requiring unlicensed direct service providers to complete an annual inservice training course in medication administration and medication error prevention developed by the Agency for Persons with Disabilities; providing that such training counts toward training required by agency or Agency for Health Care Administration rule; providing construction; providing that training, the determination of competency, and initial and annual validations be conducted by a registered nurse or by a licensed practical nurse; providing that certain physicians may validate or revalidate competency; requiring the Agency for Persons with Disabilities to adopt certain rules; providing an effective date.

By the Committee on Education; and Senator Stargel—

CS for SB 1804—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the duties of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report cer-

tain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing a contingent appropriation; providing an effective date.

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

CS for SB 1866—A bill to be entitled An act relating to workers' compensation shared underwriting result participation programs; amending s. 627.072, F.S.; defining terms; specifying disclosure requirements for applications or proposals for certain qualified shared underwriting result participation programs; requiring, under certain circumstances, a qualified shared underwriting result participation program form to be filed with the Office of Insurance Regulation, for informational purposes only, and providing that such form is not subject to certain approval; providing that a qualified shared underwriting result participation program may be issued to a qualified insured in connection with a base workers' compensation policy issued by a qualified insurer; providing that the Rating Law does not apply to certain charges, deposits, or other payments in a qualified shared underwriting result participation program; requiring qualified insurers to comply with specified provisions of the Workers' Compensation Law; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Young—

CS for CS for SB 1876—A bill to be entitled An act relating to trauma services; amending ss. 318.14, 318.18, and 318.21, F.S.; requiring that moneys received from specified penalties be allocated to certain trauma centers by a calculation that uses the Agency for Health Care Administration's hospital discharge data; amending s. 395.4001, F.S.; conforming cross-references; defining and redefining terms; amending s. 395.402, F.S.; revising legislative intent; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an existing Level II trauma center as a new pediatric trauma center or from designating an existing Level II trauma center as a Level I trauma center in a trauma service area that already has an existing Level I or pediatric trauma center; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; authorizing the council to submit certain recommendations to the department; providing for the membership of the council; requiring the council to meet no later than a specified date and to meet at least quarterly; amending s. 395.4025, F.S.; conforming provisions to changes made by the act; requiring the department to periodically prepare an analysis of the state trauma system using the agency's hospital discharge data and specified population data; specifying contents of the report; requiring

the department to make available all data, formulas, methodologies, calculations, and risk adjustment tools used in preparing the data in the report; requiring the department to notify each acute care general hospital and local and regional trauma agency in a trauma service area that has an identified need for an additional trauma center that the department is accepting letters of intent; prohibiting the department from accepting a letter of intent and from approving an application for a trauma center if there is not statutory capacity for an additional trauma center; revising the department's review process for hospitals seeking designation as a trauma center; authorizing the department to approve certain applications for designation as a trauma center if specified requirements are met; providing that a hospital applicant that meets such requirements must be ready to operate in compliance with specified trauma standards by a specified date; deleting a provision authorizing the department to grant a hospital applicant an extension of time to meet certain standards and requirements; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting an applicant from operating as a provisional trauma center until the department has completed its review process and approved the application; requiring a specified review team to make onsite visits to newly operational trauma centers within a certain timeframe; requiring the department, based on recommendations from the review team, to designate a trauma center that is in compliance with specified requirements; deleting the date by which the department must select trauma centers; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards before specified dates are deemed to have met application and operational requirements; requiring the department to designate a certain provisionally approved Level II trauma center as a trauma center if certain criteria are met; prohibiting such designated trauma center from being required to cease trauma operations unless the department or a court determines that it has failed to meet certain standards; providing construction; amending ss. 395.403 and 395.4036, F.S.; conforming provisions to changes made by the act; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; amending ss. 395.401, 408.036, and 409.975, F.S.; conforming cross-references; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to study the department's licensure requirements, rules, regulations, standards, and guidelines for pediatric trauma services and compare them to those of the American College of Surgeons; requiring the office to submit a report of the findings of the study to the Governor, Legislature, and advisory council by a specified date; providing for the expiration of provisions relating to the study; providing for invalidity; providing an effective date.

By the Committee on Appropriations; and Senators Broxson and Passidomo—

CS for SB 1884—A bill to be entitled An act relating to military and veterans affairs; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty or state active duty; amending s. 295.21, F.S.; providing that a member of the board of directors for Florida is for Veterans, Inc., is eligible for reappointment under certain circumstances; amending s. 295.22, F.S.; revising provisions relating to receiving training grants from Florida is for Veterans, Inc.; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees; amending s. 456.024, F.S.; revising licensure eligibility requirements; providing an exemption from certain penalties; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending s. 497.140, F.S.; providing an exemption from a certain fee; amending s. 497.141, F.S.; providing an exemption from a certain fee; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for

purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive a registration fee; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending ss. 527.02 and 539.001, F.S.; waiving certain licensing fees; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain registration fees; amending s. 626.171, F.S.; revising fee waiver qualification requirements for certain applicants; amending ss. 626.732, 626.7851, 626.8311, 626.8417, and 626.927, F.S.; revising prelicensure course requirements for certain applicants; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College; creating s. 683.147, F.S.; designating March 25 of each year as "Medal of Honor Day"; amending s. 1002.37, F.S.; revising the order of priority given to students seeking enrollment in the Florida Virtual School; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the State Board of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Judiciary; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 784—A bill to be entitled An act relating to insurance; amending s. 625.151, F.S.; providing that certain securities valuation limitations do not apply to certain stock of certain foreign insurers' subsidiary corporations or related entities; amending s. 625.325, F.S.; providing that certain provisions relating to insurer investments in subsidiaries and related corporations do not apply to foreign insurers under certain circumstances; amending s. 626.221, F.S.; revising professional designations that exempt all-lines adjuster license applicants from an examination requirement; repealing s. 626.918(2)(a), F.S., relating to a certain condition before an unauthorized insurer may be or become an eligible surplus lines insurer; amending s. 626.932, F.S.; reducing the tax on surplus lines insurance; deleting a limitation on the tax rate for certain surplus lines policies; amending s. 626.9651, F.S.; revising federal standards applicable to Department of Financial Services and Financial Services Commission rules governing the use of consumer nonpublic personal financial and health information; amending s. 627.416, F.S.; authorizing insurers to issue policies that are not executed by certain authorized persons; amending s. 627.43141, F.S.; specifying that a written notice of a change in policy terms must summarize the change; amending s. 627.7015, F.S.; authorizing a third party, as assignee of the policy benefits, to request mediation for disputed property insurance claims; providing that insurers are not required to participate in such mediations; making technical changes; amending s. 627.728, F.S.; adding certain proofs of mailing that an insurer may use to provide certain notices relating to cancellation and nonrenewals of policies to certain insureds; amending s. 627.756, F.S.; providing that certain attorney fee provisions apply to suits brought by contractors against surety insurers under payment or performance bonds for building or construction contracts; providing that contractors are deemed to be insureds or beneficiaries for the purposes of such provisions; providing applicability; amending s. 628.4615, F.S.; revising the definition of the term "specialty insurer" to include viatical settlement providers; providing that a person may rebut a presumption of control by filing a specified disclaimer with the Office of Insurance Regulation; providing an alternative to a form prescribed by the commission; providing construction; conforming cross-references; amending s. 628.8015, F.S.; deleting a condition that certain filings and documents

relating to insurer own-risk and solvency assessments and corporate governance annual disclosures must be obtained from the office to be inadmissible in evidence in private civil actions; amending s. 629.401, F.S.; revising unearned premium reserve requirements for insurance exchanges regulated by the office; defining the term “net written premiums”; amending s. 634.121, F.S.; revising requirements and procedures for the delivery of motor vehicle service agreements and certain forms by motor vehicle service agreement companies to agreement holders; defining terms; specifying requirements if a motor vehicle service agreement company elects to post service agreements on its website in lieu of mailing or delivering to agreement holders; amending s. 641.3107, F.S.; revising requirements and procedures for the delivery of health maintenance contracts and certain documents by health maintenance organizations to subscribers; defining terms; specifying requirements if a health maintenance organization elects to post health maintenance contracts on its website in lieu of mailing or delivering to subscribers or certain persons; providing an effective date.

—was referred to the Committee on Appropriations.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Architecture and Interior Design		
Appointee:	Dennis, Holly L., Sarasota	10/31/2021
Florida Building Code Administrators and Inspectors Board		
Appointees:	Leuzinger, Kerry A., New Smyrna Beach	10/31/2020
	Raines, Andrew J., Pensacola	10/31/2021
Florida Commission on Community Service		
Appointee:	Hill, Kyle J., Tallahassee	09/14/2019
Board of Trustees of State College of Florida, Manatee-Sarasota		
Appointees:	Bailey, Edward, Palmetto	05/31/2021
	Wyatt, Robert A., Osprey	05/31/2021
Board of Trustees of Pasco-Hernando State College		
Appointees:	Gadd, Raymond “Ray” E., Jr., Land O’Lakes	05/31/2019
	Garcia, David A., Spring Hill	05/31/2021
	Mitten, John Richard, Brooksville	05/31/2019
	Musunuru, Rao, New Port Richey	05/31/2021
Board of Trustees of Pensacola State College		
Appointees:	Carlan, Carol H., Pensacola	05/31/2021
	Moore, Harold Edward, Jr., Pensacola	05/31/2019
	Moore, Marjorie T., Pensacola	05/31/2019
	Smith, Wendell E., Pace	05/31/2019
Board of Trustees of South Florida State College		
Appointee:	Backer, Timothy D., Confidential pursuant to s. 119.071(4), F.S.	05/31/2021
Board of Trustees for the Florida School for the Deaf and the Blind		
Appointee:	McCaul, Owen B., Confidential pursuant to s. 119.071(4), F.S.	12/10/2020
Board of Dentistry		
Appointee:	Tejera, Tinerfe J., Ft. Myers	10/31/2021
Board of Nursing		
Appointee:	Raymond, Jenifer, Panama City	10/31/2021

Office and Appointment

For Term Ending

Board of Pharmacy		
Appointee:	Mikhael, Mark W., Orlando	10/31/2020
Board of Podiatric Medicine		
Appointee:	Sadri, Soorena, Estero	10/31/2021
South Florida Regional Planning Council, Region 11		
Appointees:	Asseff, Patricia T., Hollywood	10/01/2019
	Bailey, Mario J., Miami	10/01/2019

Referred to the Committee on Ethics and Elections.

Office and Appointment

For Term Ending

Board of Trustees, Florida A & M University		
Appointee:	Lawson, Kelvin L., Jacksonville	01/06/2021

Referred to the Committees on Education; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 29, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Ponder, Renner, Abruzzo, Ahern, Altman, Burgess, Byrd, Clemons, Cortes, B., Cruz, Duran, Eagle, Fant, Fischer, Gonzalez, Killebrew, Magar, McClain, Mercado, Metz, Moskowitz, Nuñez, Payne, Peters, Pigman, Porter, Roth, Silvers, Spano, Watson, C., Willhite, Williamson, Yarborough—

CS for HB 29—A bill to be entitled An act relating to military and veterans affairs; providing a short title; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty or state active duty; amending s. 295.21, F.S.; providing that a member of the board of directors for Florida is for Veterans, Inc., shall be eligible for reappointment under certain circumstances; amending s. 295.22, F.S.; revising provisions relating to receiving training grants from Florida is for Veterans, Inc.; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees; amending s. 456.024, F.S.; revising licensure eligibility requirements; providing an exemption from certain penalties; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending s. 497.140, F.S.; providing an exemption from a certain fee; amending s. 497.141, F.S.; providing an exemption from a certain fee; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive a registration fee; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending ss. 527.02 and 539.001, F.S.; waiving certain licensing fees; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain

registration fees; amending s. 626.171, F.S.; revising fee waiver qualification requirements for certain applicants; amending ss. 626.732, 626.7851, 626.8311, 626.8417, and 626.927, F.S.; revising precicensure course requirements for certain applicants; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College; creating s. 683.147, F.S.; designating March 25 of each year as "Medal of Honor Day"; amending s. 1002.37, F.S.; revising priority of Florida Virtual Schools; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the State Board of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 487 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Olszewski, Williams—

CS for HB 487—A bill to be entitled An act relating to residential treatment center requirements; amending s. 409.1678, F.S.; eliminating certain requirements for residential treatment centers that provide services to commercially sexually exploited children; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 585, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Fine, Jacquet, Altman, Grant, M., Killebrew, Mariano, Massullo, Rommel—

CS for HB 585—A bill to be entitled An act relating to the tourist development tax; amending s. 125.0104, F.S.; authorizing counties to use the tax to finance channel, estuary, or lagoon improvements; authorizing counties imposing the tax to use the tax revenues, under certain circumstances and subject to certain conditions and restrictions, for specified purposes and costs relating to public facilities; defining the term "public facilities"; specifying circumstances under which the tax revenues may be expended for such public facilities; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1153 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) La Rosa—

CS for HB 1153—A bill to be entitled An act relating to pretrial release in cases involving minor victims; amending s. 903.047, F.S.; requiring, as a condition of pretrial release for a defendant charged with a sexual offense involving a minor victim, that the defendant have no contact with a minor; defining the term "no contact"; permitting a court to modify such a condition in certain circumstances; specifying that a victim is entitled to notice and has a right to be heard if a defendant seeks modification of a no contact order; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1175, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Quality Subcommittee and Representative(s) Sullivan—

CS for HB 1175—A bill to be entitled An act relating to early learning coalitions; amending s. 1002.75, F.S.; authorizing an early learning coalition to refuse to contract with or revoke the eligibility of certain Voluntary Prekindergarten Education Program providers; amending s. 1002.88, F.S.; authorizing an early learning coalition to refuse to contract with or revoke the eligibility of certain school readiness program providers; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

CO-INTRODUCERS

Senators Flores—CS for SB 1044; Gibson—CS for SB 852; Grimsley—SB 1402; Passidomo—SB 1884; Perry—SB 670, CS for SB 1442

Senator Torres withdrew as co-introducer of SR 480.

SENATE PAGES

February 26-March 2, 2018

Micayla Acree, Tallahassee; J. Ben Bodkin, Tallahassee; Simon Daniel, Tallahassee; Hayley DiMinno, Tallahassee; Thomas Freeman, Ponte Vedra Beach; Kiya Herron, Tallahassee; Dawson Hulme, Celebration; Olivia Kelly, Lake Placid; Catherine Kelly, Lake Placid; Jamison Godwin, Port St. Joe; YaaTia Graham, Miami; Latravia Lewis, Miami; Rodney Wells II, Jacksonville



Journal of the Senate

Number 15—Regular Session

Tuesday, February 27, 2018

CONTENTS

Announcements	402
Bills on Third Reading	399
Call to Order	397
Co-Introducers	400, 403
Conference Committee Appointments	402, 403
Executive Business, Appointments	402
Motions Relating to Committee Reference	402
Reports of Committees	402
Resolutions	398
Special Guests	397
Special Order Calendar	398
Special Performance	397
Special Presentation	397
Special Recognition	398

CALL TO ORDER

The Senate was called to order by President Negron at 9:00 a.m. A quorum present—36:

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Flores	Powell	Young

PRAYER

The following prayer was offered by Major Derek M. Boucher, MSC Chaplain of the Florida Army National Guard 83rd Troop Command located in Tallahassee:

Gracious and merciful God, we give you thanks for giving us another day. Give to us, and all people, a vivid sense of your presence, that we may respect each other, work with each other, learn to understand each other, and live with each other. So shall we make our state great in goodness and good in its greatness.

We ask for your grace to shine upon the leaders of our government, that they may be blessed with the wisdom needed to carry out their tasks and important responsibilities. Grant them the knowledge needed to govern the business of the great State of Florida justly and fairly. Assist them in their work to preserve the dignity and the rights of the citizens who have entrusted to them these positions of authority. Assist the people of our state, along with our Governor and our legislators, to work together to put an end to all that blemishes our social life or causes misery.

As we honor and appreciate our citizen soldiers and airmen today, we are mindful of the sacrifices made by each member of the Florida National Guard. May we not take for granted what so many have sacrificed

and died for—freedom for all. Help us to be citizens who strive constantly to make liberty and justice a reality for all.

May all that is done this day be for your greater honor and glory. Amen.

COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and a Color Guard of the Florida National Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Color Guard included the following member from the 868th Engineer Company: First Sergeant Chaddrick Faison; the following member from the Headquarters Company 1-111th Aviation Battalion: Staff Sergeant Dustin Dunlap; the following member from the 144th Transportation Company: Staff Sergeant Curtis Miller; the following member from the B Company 753rd Brigade Engineer Battalion: Private First Class Zachary Torres; the following members from the 101st Air Operations Group: Master Sergeant Adam Poston, Master Sergeant Henry Joseph, and Master Sergeant Megan Hartzell.

PLEDGE

Cadet Al'Lissa Washington of Leon High School; Cadet Tareq Salley of Rickards High School; Cadet Kayla Jackson of Florida A & M University Developmental Research School; and Cadet Hartley Denmark of Lincoln High School led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President recognized Specialist Michelle Dillon of the 13th Army Band who sang *The Star Spangled Banner*.

DOCTOR OF THE DAY

The President recognized Colonel Roy Bassett of Lake Worth as the doctor of the day. Dr. Bassett is the State Surgeon for the Florida Army National Guard.

SPECIAL GUESTS

Senator Gibson recognized the following guests who were present in the gallery: Florida Adjutant General, Major General Michael Calhoun, and his wife, Sophia; Florida National Guard personnel; Florida Department of Veterans' Affairs Executive Director, Lieutenant Colonel Glenn Sutphin; and Junior ROTC cadets and instructors from Tallahassee.

SPECIAL PRESENTATION

At the direction of Senator Gibson, a slideshow was shown honoring the Florida National Guard during Hurricane Irma cleanup efforts.

SPECIAL RECOGNITION

The President recognized Senators who have served in the military: Senator Brandes, from the 24th District, served in the United States Army Reserves from 1996-2007; Senator Steube, from the 23rd District, served in the United States Army from 2004-2008; and Senator Torres, from the 15th District, served in the United States Marine Corps from 1967-1970.

The President also recognized staff members who have served in the military and were present in the gallery.

Senator Gibson recognized members of the Committee on Military and Veterans Affairs, Space, and Domestic Security.

ADOPTION OF RESOLUTIONS

At the request of Senator Gibson—

By Senator Gibson—

SR 1930—A resolution honoring the Florida National Guard and recognizing February 27, 2018, as “Florida National Guard Day.”

WHEREAS, as the military arm of the Governor and the people of this state, the Florida National Guard stands ready to immediately respond to a call to duty in times of crisis or emergency, and

WHEREAS, the Florida National Guard traces its lineage back 453 years to 1565 when the first muster of a civilian militia took place in Saint Augustine, making Florida’s militia the oldest in the nation, and

WHEREAS, today’s Florida National Guard stands strong with approximately 11,500 of the best soldiers and airmen this nation has ever known, and

WHEREAS, the men and women of the Florida National Guard and their families willingly make sacrifices during times of hurricanes, fires, floods, and other natural disasters, serving domestically and around the world in contingency operations, and

WHEREAS, more than 7,500 Florida National Guard soldiers and airmen were activated in response to Hurricane Irma and helped establish more than 350 shelters and distribute more than 6 million liters of water and nearly 5 million meals to displaced residents during response and recovery operations, and

WHEREAS, more than 20,000 men and women of the Florida National Guard have answered the call to federal active duty without reservation in the years following the September 11, 2001, attacks on our nation and served with distinction and honor during Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn, and they continue to serve in Operation Noble Eagle, Operation Freedom’s Sentinel, Operation Inherent Resolve, and Operation Observant Compass, all of which have taken these dedicated soldiers and airmen far from their families and friends while they ensure that we are safe at home, and

WHEREAS, the employers of Florida National Guard members make significant sacrifices during Florida National Guard deployments, ensuring these soldiers and airmen may return to their jobs upon their return home, and

WHEREAS, the men and women of the Florida National Guard remain involved in hundreds of community service projects across the state each day while preparing for their federal duty, protecting the citizens of this state during emergencies, and supporting local programs that contribute to the quality of life we enjoy in this state and the United States, NOW, THEREFORE,

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

That, in honor of the significant contributions and consistent readiness of the Florida National Guard and in grateful acknowledgment of the faithful service of its dedicated soldiers and airmen, February 27, 2018, is recognized as “Florida National Guard Day.”

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

SB 460—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States who use military tuition assistance; specifying that the student who receives the fee waiver may be reported for state funding purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 460**, pursuant to Rule 3.11(3), there being no objection, **HB 75** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Higher Education; and Appropriations.

On motion by Senator Gainer—

HB 75—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; requiring each institution to report to the State Board of Education the number and value of fee waivers granted annually; providing an effective date.

—a companion measure, was substituted for **SB 460** and read the second time by title.

Pursuant to Rule 4.19, **HB 75** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 100** was deferred.

On motion by Senator Garcia—

SB 440—A bill to be entitled An act relating to the Florida Veterans Care program; creating s. 292.17, F.S.; creating the program within the Agency for Health Care Administration; specifying the purpose of the program; authorizing the agency, in consultation with the Department of Veterans’ Affairs, to negotiate with federal agencies in order to seek federal funding for the program; providing that eligible participants may enroll in the program to receive certain benefits; prohibiting the use of state funds to support the program; providing that the act does not affect a person’s eligibility for the state Medicaid program; prohibiting the agency and the department from implementing the program without legislative approval; providing an effective date.

—was read the second time by title.

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

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (510846) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 292.17, Florida Statutes, is created to read:

292.17 Florida Veterans Care program created; purpose and authorization.—The Florida Veterans Care program is created within the Department of Veterans’ Affairs. The purpose of the program is to leverage the expertise, structure, or operations of existing state programs to provide Florida veterans and their families with access to quality alternatives to the federal veterans’ health care system. The department, the Agency for Health Care Administration, and the Department of Children and Families are authorized to jointly negotiate with the applicable federal agencies to seek approval for a waiver, a state plan amendment, or other federal authorization for federal funding for the Florida Veterans Care program. The Florida Veterans Care program may include medical, behavioral health, or long-term care services, as

negotiated. Participants deemed eligible by the federal Veterans Health Administration or the United States Department of Veterans Affairs may voluntarily enroll in any of the programs of the Florida Veterans Care program based on their eligibility. State funds may not be used to provide medical, behavioral health, or long-term care services under the program or to administer the program. This section does not affect a person's eligibility for services under the state Medicaid program. Notwithstanding s. 292.05(7), the department may not implement this section without prior legislative approval.

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Veterans Care program; creating s. 292.17, F.S.; creating the program within the Department of Veterans' Affairs; specifying the purpose of the program; authorizing the department, the Agency for Health Care Administration, and the Department of Children and Families to jointly negotiate with federal agencies in order to seek federal funding for the program; providing that eligible participants may enroll in the program; prohibiting the use of state funds to support the program; providing that the act does not affect a person's eligibility for the state Medicaid program; prohibiting the department from implementing the program without legislative approval; providing an effective date.

Pursuant to Rule 4.19, **SB 440**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

SB 100—A bill to be entitled An act relating to identification card and driver license fees for veterans; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word "Veteran" to an identification card or a driver license; revising acceptable forms of identification required to add the word "Veteran" to an identification card or a driver license; amending s. 322.135, F.S.; prohibiting tax collectors from charging certain driver license service fees to veterans who present specified forms of identification; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 100** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

CS for SB 330—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 330** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

SB 1370—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; repealing s. 20.142(5), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1370** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

Consideration of **SB 800**, **SB 162**, **CS for SB 1048**, and **CS for HB 55** was deferred.

CS for HB 6515—A bill to be entitled An act for the relief of Cathleen Smiley by Brevard County; providing for an appropriation to compensate Cathleen Smiley for personal injuries and damages sustained in an automobile accident caused by a Brevard County employee; providing for payment by Brevard County; providing a limitation on the payment of fees and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for HB 6515** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rouson
Baxley	Galvano	Simmons
Bean	Garcia	Simpson
Benacquisto	Gibson	Stargel
Book	Grimsley	Steube
Bracy	Hukill	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Powell	Young
Farmer	Rader	
Flores	Rodriguez	

Nays—1

Perry

Vote after roll call:

Yea—Brandes, Hutson

HB 67—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Rouson, **HB 67** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young

Nays—None

Vote after roll call:

Yea—Brandes

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SB 286**, the companion bill to **HB 67**.

Yeas—35

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hukill	Stewart
Brandes	Hutson	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	

CS for SB 386—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; revising a provision relating to the maximum delinquency charge that may be charged for consumer finance loans; amending s. 516.36, F.S.; revising a requirement relating to installment repayments for consumer finance loans; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 386** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

Vote after roll call:

Yea—Baxley, Brandes

HB 413—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust and its terms be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of trust documents to include posting on a secure electronic account or website; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing construction; providing applicability; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second

trust under certain circumstances; providing requirements for the second trust and its beneficiaries; authorizing the second trust to retain, omit, or create or modify specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; authorizing the class of permissible appointees to the second trust to differ from the class identified in the first trust under certain circumstances; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power of appointment by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant specified powers under certain circumstances; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if the interest is subject to specified rules of the Internal Revenue Code; authorizing the exercise of power to invade a trust’s principal to apply to a second trust created or administered under the law of any jurisdiction; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing retroactive application; providing effective dates.

—was read the third time by title.

On motion by Senator Hukill, **HB 413** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

Vote after roll call:

Yea—Brandes

CS for CS for HB 429—A bill to be entitled An act relating to donation and transfer of human tissue; amending s. 381.0041, F.S.; requiring the Department of Health to develop and publish on its website an educational pamphlet relating to certain tissue transplants; requiring the educational pamphlet to include specified information relating to the risks and benefits of human cell, tissue, and cellular and tissue-based product transplants; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for CS for HB 429** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hukill	Steube
Brandes	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 7035—A bill to be entitled An act relating to ratification of St. Johns River Water Management District rules; ratifying a specified rule relating to implementation of the water management district's prevention strategy to address the Silver Springs minimum flows and water levels, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **HB 7035** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young

Nays—None

Vote after roll call:

Yea—Brandes

HB 623—A bill to be entitled An act relating to out-of-country foreign money judgments; amending s. 55.605, F.S.; providing additional circumstances in which an out-of-country foreign judgment need not be recognized; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **HB 623** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Montford
Bean	Flores	Passidomo
Benacquisto	Gainer	Perry
Book	Galvano	Powell
Bracy	Garcia	Rader
Bradley	Gibson	Rodriguez
Brandes	Grimsley	Rouson
Braynon	Hukill	Simmons
Broxson	Hutson	Simpson
Campbell	Mayfield	Stargel

Steube	Taddeo	Torres
Stewart	Thurston	Young

Nays—None

Vote after roll call:

Yea—Baxley

Consideration of **SB 1078** was deferred.

HB 7033—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of State without modification; amending s. 20.106, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **HB 7033** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young

Nays—None

Vote after roll call:

Yea—Baxley

HB 7029—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.0583, F.S., which provides an exemption from public record requirements for certain criminal history records ordered expunged that are retained by the Department of Law Enforcement; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **HB 7029** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

HB 7031—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 286.01141, F.S., which provides an exemption from public meeting requirements for certain portions of meetings by a duly constituted criminal justice commission; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **HB 7031** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Grimsley, by two-thirds vote, **SB 1564** was withdrawn from the committees of reference and further consideration.

ANNOUNCEMENTS

Pursuant to Rules 2.6 and 2.9, Senator Flores announced that the Appropriations Subcommittee on Health and Human Services was granted permission to meet February 28, 2018, from 4:00 p.m. until 6:00 p.m.

Pursuant to Rules 2.6 and 2.9, Senator Benacquisto announced that the Committee on Rules was granted permission to meet March 1, 2018, from 9:00 a.m. until 12:00 noon.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, February 27, 2018: SB 460, SB 100, SB 440, CS for SB 330.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment

Florida Building Commission		
Appointee:	Hamberger, Robert F., Confidential pursuant to s. 119.071(4), F.S.	01/09/2021

Office and Appointment

		<i>For Term Ending</i>
Florida Commission on Community Service		
Appointees:	Barber, Chucha S., Tallahassee	09/14/2018
	Walker, Kelli L., Tallahassee	09/14/2018
Board of Trustees of Broward College		
Appointee:	Fernandez, Gloria M., Dania	05/31/2021
Board of Trustees of Northwest Florida State College		
Appointees:	Barker, Craig H., Destin	05/31/2021
	Kelly, Lori K., Ft. Walton Beach	05/31/2018
	Wright, Thomas B., Niceville	05/31/2020
Board of Trustees of Pasco-Hernando State College		
Appointee:	Maggard, Lee, Zephyrhills	05/31/2022
Board of Trustees of Pensacola State College		
Appointee:	Dawson, Patrick R., Milton	05/31/2021
Board of Trustees of Tallahassee Community College		
Appointee:	Grant, William Eric, Tallahassee	05/31/2021
State of Florida Correctional Medical Authority		
Appointee:	Cuddy, Leigh-Ann, St. Cloud	07/01/2020
Commission on Ethics		
Appointee:	Rezanka, Kimberly Bonder, Confidential pursuant to s. 119.071(4), F.S.	06/30/2019
Board of Hearing Aid Specialists		
Appointee:	Polhill, Leanne E., Port Orange	10/31/2020
Board of Medicine		
Appointee:	Perez, Andre Maurice, Coral Gables	10/31/2020
South Florida Regional Planning Council, Region 11		
Appointee:	Walters, Sandra, Sugarloaf Key	10/01/2018
Board of Veterinary Medicine		
Appointee:	Inzina, Suzanne, Largo	10/31/2020

Referred to the Committee on Ethics and Elections.

SENATE CONFEREES APPOINTED

The President appointed the following conferees for **HB 5001**, **HB 5003**, and **HB 5005** on the part of the Senate: Appropriations Conference Committee: Senator Bradley, Chair; Senator Flores, Vice Chair; Senators Baxley, Bean, Benacquisto, Braynon, Galvano, Grimsley, Montford, Rouson, and Simpson, At Large; Appropriations Conference Committee on Criminal and Civil Justice: Senator Brandes, Chair; Senators Baxley, Bean, Bracy, Flores, Perry, and Rodriguez; Appropriations Conference Committee on General Government: Senator Simmons, Chair; Senators Bean, Broxson, Campbell, Gainer, Garcia, Mayfield, Powell, Rodriguez, Taddeo, and Torres; Appropriations Conference Committee on Health and Human Services: Senator Flores, Chair; Senators Baxley, Book, Passidomo, Rader, Rouson, and Stargel; Appropriations Conference Committee on Higher Education: Senator Galvano, Chair; Senators Bradley, Farmer, Lee, Perry, Simpson, and Stewart; Appropriations Conference Committee on Pre-K - 12 Education: Senator Passidomo, Chair; Senators Broxson, Farmer, Grimsley, Lee, Montford, Rouson, Steube, and Young; Appropriations Conference Committee on the Environment and Natural Resources: Senator Book, Chair; Senators Braynon, Garcia, Hukill, Hutson, Mayfield, and Stewart; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Simpson, Chair; Senators Benacquisto, Bradley, Gainer, Galvano, Gibson, Powell, Rader, Stargel, and Thurston.

The action of the Senate was certified to the House.

HOUSE CONFEREES APPOINTED

The Honorable Joe Negron, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives to the Conference Committee on HB 5001, HB 5003, and HB 5005 HB to serve with Rep. Trujillo, Chair; Managers At-Large: Reps. Berman, Bileca, Boyd, Caldwell, Cruz, Cummings, DuBose, Eagle, Edwards-Walpole, Jones, Metz, Moraitis, Moskowitz, Nuñez, Oliva, Raschein, Renner, Richardson, Rodrigues, Sprowls, Stafford, Stark; House Agriculture & Natural Resources/Senate Environment and Natural Resources—Rep. Albritton, Chair; Reps. Ausley, Clemons, Diamond, Fitzenhagen, Goodson, Harrison, Henry, Jacobs, Raschein, Roth, Slosberg, Stone, C. Watson, Williamson; House Governmental Operations and Technology/Senate General Government—Rep. Ingoglia, Chair; Reps. Altman, Antone, J. Cortes, Davis, DuBose, Eagle, Fant, McClure, Plasencia, Shaw, Stone, Sullivan, Willhite, Yarborough; House Health Care/Senate Health and Human Services—Rep. Brodeur, Chair; Reps. Burgess, Burton, Duran, Grall, J. Grant, Harrell, Jones, Magar, Mercado, Pigman, Richardson, Stevenson, White; House Higher Education/Senate Higher Education—Rep. Ahern, Chair; Reps. Alexander, Avila, B. Cortes, Drake, Edwards-Walpole, Gonzalez, Good, Lee, Leek, Mariano, Perez, Ponder, Porter, Rodrigues, Silvers, Smith; House Justice/Senate Criminal and Civil Justice—Rep. Hager, Chair; Reps. Abruzzo, Ascencio, Byrd, Daniels, Fitzenhagen, J. Grant, Gruters, M. Miller, Peters, Plakon, Pritchett, Spano, Toledo, Williams; House Pre K-12 Education/

Senate PreK-12 Education—Rep. M. Diaz, Chair; Reps. Antone, Brown, Donalds, Fischer, Hardemon, Latvala, Lee, Massullo, McClain, Newton, Olszewski, Payne, Raburn, Russell, Sullivan; House Transportation & Tourism/Senate Transportation, Tourism and Economic Development—Rep. Ingram, Chair; Reps. Beshears, B. Cortes, Drake, Fine, Geller, M. Grant, Jacquet, Jenne, Killebrew, La Rosa, McGhee, Rommel, Santiago, Trumbull, B. Watson.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 21 and February 26 were corrected and approved.

CO-INTRODUCERS

Senator Powell—SR 210

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:22 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, February 28 or upon call of the President.



Journal of the Senate

Number 16—Regular Session

Wednesday, February 28, 2018

CONTENTS

Announcements	409
Bills on Third Reading	408
Call to Order	404
Committee Substitutes, First Reading	410
Executive Business, Appointment Reports	405
House Messages, Final Action	420
House Messages, First Reading	415
Introduction and Reference of Bills	409
Motions	409
Reference Changes, Rule 4.7(2)	414
Reports of Committees	409
Resolutions	404
Special Order Calendar	406

CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—34:

Mr. President	Gibson	Rouson
Baxley	Grimsley	Simmons
Bean	Hukill	Simpson
Benacquisto	Hutson	Stargel
Book	Lee	Steube
Bracy	Mayfield	Stewart
Bradley	Montford	Taddeo
Brandes	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Gainer	Rader	
Garcia	Rodriguez	

PRAYER

The following prayer was offered by Senior Pastor Matt Hall, Canopy Roads Baptist Church, Tallahassee:

Dear Heavenly Father, we come before you today proclaiming your majesty, power, and glory. You are the creator and sustainer of life, and we thank you for our life and breath today. You are the holy one, sinless and perfect in all your ways. You are the righteous judge. We are all subject to your law, and to you, we each must give account for our words and deeds. So, as we begin this day, I ask you to search us and know our hearts. Try us and know our anxious thoughts, and see if there be any sinful way in us. Convict us of any sin, that we may confess it to you, and be forgiven. Thank you for the gift of forgiveness by your grace.

Father, your word instructs us in 1 Timothy 2 to offer, "Supplications, prayers, intercessions, and thanksgivings for all people, for kings, and all who are in high positions, that we may lead a peaceful and quiet life, godly and dignified in every way." In accordance with your word, I thank you for these Senators and their staff members who serve the great State of Florida, and I ask your blessings on their personal lives and public service.

Their jobs here are difficult. On a personal level, they make sacrifices to serve, spending many hours, sometimes days and weeks, away from family and personal businesses. Please bless their families and businesses in their absence. Help them guard their hearts and protect their

integrity while they work long hours away from home. Deliver them from evil, and lead them away from temptation.

The issues they debate in this chamber are often contentious as we have seen so vividly the past two weeks. Each of these Senators is under intense pressure from constituents, lobbyists, special interest groups, and influential donors who pull them in different directions. Frequently, they are pressured to take actions that would compromise their convictions and violate your truth. Make them strong and courageous to stand for what is right. Let them fear only you. Grant them wisdom to know your will, determination to follow it, and clarity to communicate it this day. May the legislation they enact bless the citizens of this state in accordance with your divine purposes.

Now, to him who is able to do immeasurably more than we can ask or imagine, according to the power that works within us, to him be the glory forevermore. In the name of Jesus, we pray. Amen.

PLEDGE

Senate Pages, Kiya Herron of Tallahassee; Dawson Hulme of Celebration; and Catherine Kelly and Olivia Kelly of Lake Placid, nieces of Senator Benacquisto, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Daniel Patrick Montero of Ponte Vedra, sponsored by Senator Hutson, as the doctor of the day. Dr. Montero specializes in primary care sports medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Grimsley—

By Senator Grimsley—

SR 1922—A resolution recognizing March 2018 as "Endometriosis Awareness Month" in Florida.

WHEREAS, endometriosis is a disease of the female reproductive system, and

WHEREAS, endometriosis occurs when tissue similar to that normally found in the uterus begins to grow outside of the uterus, leading to chronic, debilitating pelvic pain, and

WHEREAS, endometriosis is a leading cause of female infertility, and

WHEREAS, endometriosis affects 1 in 10 women of childbearing age in the United States, and

WHEREAS, there is an average of a 10-year delay from the onset of symptoms to the final diagnosis of endometriosis, and

WHEREAS, in 2010, endometriosis patients in the United States were hospitalized 105,123 days because of their disease, and

WHEREAS, women with endometriosis can lose 11 hours per work week through lost productivity and absenteeism due to pain, and

WHEREAS, 51 percent of endometriosis patients report that their disease detrimentally affects their work, and

WHEREAS, the estimated total annual societal burden of endometriosis-related symptoms in the United States is \$56 billion, or \$10,824 per patient, and

WHEREAS, there is no cure for endometriosis, and

WHEREAS, more research is necessary to develop treatment options to manage this debilitating disease, and

WHEREAS, providers traditionally have focused on managing the associated pain with oral contraceptives, progestins, danazol, non-steroidal anti-inflammatory drugs, opioids, and GnRH agonists, many of which are not specifically indicated for the treatment of endometriosis, and in more severe cases, surgical interventions, such as laparotomy or laparoscopy, are pursued, and

WHEREAS, such treatment may not be curative for all individuals, and

WHEREAS, education is important for promoting awareness of symptoms and early detection and diagnosis of endometriosis, NOW, THEREFORE,

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

That March 2018 is recognized as “Endometriosis Awareness Month,” and the residents of this state are encouraged to observe the month with related awareness and educational campaigns.

BE IT FURTHER RESOLVED that the Department of Health is encouraged to make available online resources and current information on endometriosis, including disease prevalence, symptoms, and treatment options.

—was introduced, read, and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1932—A resolution to recognize February 2018 as “Safe Haven for Newborns Month” in Florida.

WHEREAS, tragic cases of infant abandonment remain a reality in Florida and nationwide, and

WHEREAS, a society in which children are born to mothers and fathers lacking the capability and resources with which to nurture them must find ways to step in and provide shelter for each newborn child until a home can be found for that child, and

WHEREAS, the A Safe Haven for Newborns organization provides a safe and legal solution to the quandary of the parents of such children, saving the lives of infants otherwise in danger of abandonment and simultaneously preserving their biological parents from a lifetime of guilt, anguish, and irreparable regret, and

WHEREAS, A Safe Haven for Newborns helps to fulfill the dreams and needs of many Florida families who are prepared to raise children and who are waiting and hoping to adopt children, and

WHEREAS, in addition to the counseling and support that A Safe Haven for Newborns provides to often young and unprepared parents-to-be who are in extreme crisis, it also works with a variety of professionals to address the conditions leading to these potentially tragic pregnancies and births, and

WHEREAS, in creating A Safe Haven for Newborns, the Gloria M. Silverio Foundation has provided a magnificent service to Florida communities and vital leadership to others across the nation who share the organization’s imperative to prevent the tragedy of infant abandonment, NOW, THEREFORE,

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

That February 2018 is recognized as “Safe Haven for Newborns Month” in Florida.

—was introduced, read, and adopted by publication.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Joe Negron
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

February 28, 2018

Dear President Negron:

The following executive appointment was referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Office and Appointment

*For Term
Ending*

Governing Board of the St. Johns River Water
Management District
Appointee: Price, Janet

03/01/2018

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committee respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

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

(2) Senate action on said appointment be taken prior to the adjournment of the 2018 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
Keith Perry, Chair

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

The vote was:

Yeas—34

Mr. President	Gibson	Rouson
Baxley	Grimsley	Simmons
Bean	Hukill	Simpson
Benacquisto	Hutson	Stargel
Book	Lee	Steube
Bracy	Mayfield	Stewart
Bradley	Montford	Taddeo
Brandes	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Gainer	Rader	
Garcia	Rodriguez	

Nays—None

SENATOR FLORES PRESIDING

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

SPECIAL ORDER CALENDAR

On motion by Senator Grimsley—

CS for CS for SB 164—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term “mammography”; amending s. 404.22, F.S.; conforming a change made by the act; creating s. 404.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 164** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for SB 174—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department’s reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department’s report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 174** was placed on the calendar of Bills on Third Reading.

CS for SB 416—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain

directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 416**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 455** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Thurston—

CS for CS for HB 455—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—a companion measure, was substituted for **CS for SB 416** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 455** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 780** was deferred.

On motion by Senator Garcia—

CS for SB 894—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term “business purpose loan”; amending s. 494.00115, F.S.; defining the term “hold himself or herself out to the public as being in the mortgage lending business”; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; reenacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 894** was placed on the calendar of Bills on Third Reading.

SB 988—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information obtained by persons or agencies from the First Responder Network Authority and information relating to the Nationwide Public Safety Broadband Network obtained by persons or agencies from entities operating pursuant to a contract with the First Responder Network Authority; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 988**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 755** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

CS for HB 755—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to the Nationwide Public Safety Broadband Network held by an agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 988** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 755** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1316** was deferred.

On motion by Senator Benacquisto—

SB 1398—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1398** was placed on the calendar of Bills on Third Reading.

SB 1776—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

—was read the second time by title.

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

Senator Bradley moved the following amendment:

Amendment 1 (640054) (with title amendment)—Between lines 11 and 12 insert:

Section 1. Section 500.91, Florida Statutes, is created to read:

500.91 Regulation of food service utensils preempted to department.—

(1) The regulation of the use or sale of food service utensils, including, but not limited to, forks, knives, spoons, plates, napkins, and straws, by entities regulated under this chapter is preempted to the department. This preemption does not apply to local ordinances, or provisions thereof, enacted before January 1, 2018, and does not limit the authority of a local government to restrict the use of such utensils by individuals on public property, temporary vendors on public property, or entities engaged in a contractual relationship with the local government for the provision of goods or services, unless such use is otherwise preempted by law.

(2) Consistent with the authority granted to the department under s. 500.09(4), the department may adopt rules as necessary to implement this section.

And the title is amended as follows:

Delete line 2 and insert: An act relating to the Department of Agriculture and Consumer Services; creating s. 500.91, F.S.; preempting the regulation of food service utensils to the department; providing applicability; authorizing the department to adopt rules; creating s.

On motion by Senator Bradley, further consideration of **SB 1776** with pending **Amendment 1 (640054)** was deferred.

On motion by Senator Steube—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., relating to the exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection

against domestic violence, repeat violence, sexual violence, and dating violence and for other court actions related to the injunction which are held by clerks of the court and law enforcement agencies; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7004** was placed on the calendar of Bills on Third Reading.

SB 7006—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7006**, pursuant to Rule 3.11(3), there being no objection, **HB 7013** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Steube—

HB 7013—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7006** and read the second time by title.

Pursuant to Rule 4.19, **HB 7013** was placed on the calendar of Bills on Third Reading.

SB 780—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination of the contract under specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 780**, pursuant to Rule 3.11(3), there being no objection, **HB 545** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Brandes—

HB 545—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination in specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 780** and read the second time by title.

Pursuant to Rule 4.19, **HB 545** was placed on the calendar of Bills on Third Reading.

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7016**, pursuant to Rule 3.11(3), there being no objection, **HB 7011** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Grimsley—

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., relating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7016** and read the second time by title.

Pursuant to Rule 4.19, **HB 7011** was placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

SB 1776—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (640054)** by Senator Bradley. **Amendment 1 (640054)** was withdrawn.

Pursuant to Rule 4.19, **SB 1776** was placed on the calendar of Bills on Third Reading.

SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides exemptions from public records and public meetings requirements for complaints alleging a violation of part III of ch. 112, F.S., and related records that are held by the Commission on Ethics or its agents and specified local government entities, for written referrals and related records that are held by the commission or its agents, the Governor, the Department of Law Enforcement, and state attorneys, and for portions of meetings at which complaints or referrals are discussed or acted upon; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7020**, pursuant to Rule 3.11(3), there being no objection, **HB 7041** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

HB 7041—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides an exemption from public records and public meetings requirements for certain records held by, and meetings conducted by, the Commission on Ethics, a Commission on Ethics and Public Trust es-

tablished by any county or any municipality, or by any county or municipality that has established a local investigatory process to enforce more stringent standards of conduct and disclosure requirements than required by law; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7020** and read the second time by title.

Pursuant to Rule 4.19, **HB 7041** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

Consideration of **SB 800**, **SB 162**, **CS for SB 1048**, **CS for HB 55**, and **SB 1078** was deferred.

HB 75—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; requiring each institution to report to the State Board of Education the number and value of fee waivers granted annually; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **HB 75** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

Vote after roll call:

Yea—Campbell

SB 100—A bill to be entitled An act relating to identification card and driver license fees for veterans; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word “Veteran” to an identification card or a driver license; revising acceptable forms of identification required to add the word “Veteran” to an identification card or a driver license; amending s. 322.135, F.S.; prohibiting tax collectors from charging certain driver license service fees to veterans who present specified forms of identification; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **SB 100** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Broxson	Hukill
Bean	Farmer	Hutson
Benacquisto	Flores	Mayfield
Book	Gainer	Montford
Bracy	Galvano	Passidomo
Bradley	Garcia	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader

Rodriguez	Stargel	Thurston
Rouson	Steube	Torres
Simmons	Stewart	Young
Simpson	Taddeo	

Nays—None

Vote after roll call:

Yea—Campbell

SB 440—A bill to be entitled An act relating to the Florida Veterans Care program; creating s. 292.17, F.S.; creating the program within the Department of Veterans' Affairs; specifying the purpose of the program; authorizing the department, the Agency for Health Care Administration, and the Department of Children and Families to jointly negotiate with federal agencies in order to seek federal funding for the program; providing that eligible participants may enroll in the program; prohibiting the use of state funds to support the program; providing that the act does not affect a person's eligibility for the state Medicaid program; prohibiting the department from implementing the program without legislative approval; providing an effective date.

—as amended February 27, was read the third time by title.

On motion by Senator Garcia, **SB 440**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquist	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 330—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **CS for SB 330** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquist	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

Consideration of **SB 1370** was deferred.

MOTIONS

On motion by Senator Benacquist, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

ANNOUNCEMENTS

Pursuant to Rules 2.6 and 2.9, Senator Bradley announced that the Committee on Appropriations was granted permission to meet March 2, 2018, from 9:00 a.m. until 12:00 noon.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, February 28, 2018: CS for CS for SB 164, CS for SB 174, CS for SB 416, SB 780, CS for SB 894, SB 988, CS for SB 1316, SB 1398, SB 1776, SB 7004, SB 7006, SB 7016, SB 7020.

Respectfully submitted,
Lizbeth Benacquist, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends the following pass: SB 144; SB 1508

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

The Committee on Appropriations recommends the following pass: CS for SB 80; SB 322; SB 538; HJR 7001; SB 7024; CS for HB 7055 with 1 amendment

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 376; CS for SB 1244; CS for SB 1804

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: SB 502; CS for SB 590; CS for SB 710; CS for SB 1360; CS for SB 1392; SB 7026

The bills with committee substitute attached were placed on the Calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senators Galvano and Benacquist—

SB 1940—A bill to be entitled An act relating to public records and public meetings; amending s. 943.082, F.S.; creating an exemption from public records requirements for the identity of a reporting party held by a specified entity; amending s. 943.687, F.S.; providing an exemption from public meetings requirements for portions of meetings of the Marjory Stoneman Douglas High School Public Safety Commission at which exempt or confidential and exempt information is discussed; amending s. 1006.12, F.S.; providing an exemption from public records requirements for information that would identify whether a particular individual has been appointed as a safe-school officer; providing for

future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Banking and Insurance; and Senators Book, Young, Taddeo, Montford, Stewart, Rader, and Campbell—

CS for CS for SB 376—A bill to be entitled An act relating to workers' compensation benefits for first responders; amending s. 112.1815, F.S.; providing that, under certain circumstances, posttraumatic stress disorder suffered by a first responder is an occupational disease compensable by workers' compensation benefits; specifying the evidentiary standard for demonstrating such disorder; specifying that benefits do not require a physical injury and are not subject to certain apportionment or limitations; providing a time for notice of injury or death; providing definitions; requiring the Department of Financial Services to adopt certain rules; requiring an employing agency to provide specified mental health training; providing a declaration of important state interest; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 502—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2018 version of the Internal Revenue Code; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" relating to adjustments related to federal acts; providing legislative findings; requiring the Department of Revenue to establish a workgroup for certain purposes; specifying the composition of the workgroup; requiring the workgroup to consult with the Revenue Estimating Conference and seek and consider comments from the private sector; requiring the workgroup to submit a specified report to the Governor and Legislature by a specified date; requiring the workgroup to submit status reports to appropriate legislative committees on specified dates; providing for retroactive operation; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Garcia and Campbell—

CS for CS for SB 590—A bill to be entitled An act relating to child welfare; creating s. 39.4015, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Children and Families, in collaboration with sheriffs' offices that conduct child protective investigations and community-based care lead agencies, to develop a statewide family-finding program; specifying that implementation of the family-finding program is contingent upon the appropriation of funds by the Legislature; specifying when a family finding is required; requiring the department and community-based care lead agencies to document strategies taken to engage relatives and kin; providing strategies to engage relatives and kin; requiring the department and community-based care lead agencies to use diligent efforts in family finding; providing that certain actions do not constitute family finding; requiring determinations by the court; requiring the department to adopt rules; amending s. 39.402, F.S.; requiring the court to request that parents consent to providing access to additional records; upon implementation of the family-finding program, requiring a judge to appoint a surrogate parent for certain children; requiring the court to place on the record its determinations regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; amending s. 39.506, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; amending s. 39.507, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; requiring the court to advise parents that their parental rights may be terminated

and the child's out-of-home placement may become permanent under certain circumstances; creating s. 39.5086, F.S.; providing legislative findings and intent; defining terms; providing the purpose of a kinship navigator program; contingent upon the appropriation of funds by the Legislature, requiring each community-based care lead agency to establish a kinship navigator program; providing requirements for programs; requiring the department to adopt rules; amending s. 39.521, F.S.; upon implementation of the family-finding program, requiring the court to make a determination regarding the department's or the community-based lead agency's reasonable engagement in family finding; providing guidelines for determining reasonableness; conforming provisions to changes made by the act; amending s. 39.6012, F.S.; revising the types of records that must be attached to a case plan and updated throughout the judicial review process; upon implementation of the family-finding program, requiring that documentation of the family-finding efforts of the department and the community-based care lead agency be included in certain case plans; amending s. 39.604, F.S.; revising legislative findings and intent; revising enrollment and attendance requirements for children in an early education or child care program; conforming cross-references; providing requirements and procedures for maintaining the educational stability of a child during the child's placement in out-of-home care, or subsequent changes in out-of-home placement; requiring that a child's transition from a child care or early education program be pursuant to a plan that meets certain requirements; amending s. 39.6251, F.S.; requiring the case manager for a young adult in foster care to consult with the young adult when updating the case plan and the transition plan and arrangements; deleting a provision authorizing case management reviews to be conducted by telephone under certain circumstances; amending s. 39.701, F.S.; requiring the court to appoint a surrogate parent if the child is under the age of school entry; upon implementation of the family-finding program, requiring the court to determine if the department and community-based lead agency have continued to reasonably engage in family finding; providing guidelines for determining the level of reasonableness; amending s. 409.166, F.S.; defining terms; providing conditions for the department to provide adoption assistance payments to adoptive parents of certain children; providing that children and young adults receiving benefits through the adoption assistance program are ineligible for other specified benefits and services; providing additional conditions for eligibility for adoption assistance; contingent upon the appropriation of funds by the Legislature, requiring the department to create a pilot Title IV-E Guardianship Assistance Program; providing definitions; specifying eligibility and limitations; establishing a room and board rate for guardians in certain circuits who are eligible for the program; providing an exception to licensing standards in certain circuits under certain circumstances; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senator Book—

CS for CS for SB 710—A bill to be entitled An act relating to the Prescription Drug Donation Repository Program; creating s. 465.1902, F.S.; providing a short title; creating the Prescription Drug Donation Repository Program within the Department of Health; providing a purpose for the program; authorizing the department to contract with a third party to implement and administer the program; providing definitions; specifying entities that are eligible donors; providing criteria for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid under specified conditions and are not program eligible; prohibiting the donation of certain drugs pursuant to federal restrictions; authorizing repositories to refuse to accept donations of prescription drugs or supplies; providing inspection, inventory, and storage requirements for centralized and local repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a local repository to notify the centralized repository within a specified timeframe after receiving a donation of prescription drugs or supplies; authorizing a centralized repository to redistribute prescription drugs or supplies; requiring local repositories to notify the department regarding participation in the program; providing conditions for dispensing donated prescription drugs and supplies to eligible patients; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs in the event of a drug recall; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating local re-

positories and available donated prescription drugs and supplies; providing immunity from civil and criminal liability for participants under certain circumstances; specifying certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; specifying direct-support organization purposes and objectives; prohibiting such direct-support organization from lobbying and specifying that such direct-support organization is not a lobbying firm; specifying that the direct-support organization must operate under contract with the department; specifying required contract terms; providing for the direct-support organization board of directors; specifying the membership of such board; specifying requirements relating to a direct-support organization's use of department property; specifying requirements for the deposit and use of funds by the direct-support organization; providing for annual audits of a direct-support organization; providing for future legislative review and repeal; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive the patient eligibility requirements of s. 465.1902, F.S., during a declared state of emergency; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Lee—

CS for CS for SB 1244—A bill to be entitled An act relating to growth management; amending s. 165.0615, F.S.; adding a minimum population standard as a criteria that must be met before qualified electors of an independent special district commence a certain municipal conversion proceeding; amending s. 380.06, F.S.; revising the statewide guidelines and standards for developments of regional impact; deleting criteria that the Administration Commission is required to consider in adopting its guidelines and standards; revising provisions relating to the application of guidelines and standards; revising provisions relating to variations and thresholds for such guidelines and standards; deleting provisions relating to the issuance of binding letters; specifying that previously issued letters remain valid unless previously expired; specifying the procedure for amending a binding letter of interpretation; specifying that previously issued clearance letters remain valid unless previously expired; deleting provisions relating to authorizations to develop, applications for approval of development, concurrent plan amendments, preapplication procedures, preliminary development agreements, conceptual agency review, application sufficiency, local notice, regional reports, and criteria for the approval of developments inside and outside areas of critical state concern; revising provisions relating to local government development orders; specifying that amendments to a development order for an approved development may not amend to an earlier date the date before when a development would be subject to downzoning, unit density reduction, or intensity reduction, except under certain conditions; removing a requirement that certain conditions of a development order meet specified criteria; specifying that construction of certain mitigation-of-impact facilities is not subject to competitive bidding or competitive negotiation for selection of a contractor or design professional; removing requirements relating to local government approval of developments of regional impact that do not meet certain requirements; removing a requirement that the Department of Economic Opportunity and other agencies cooperate in preparing certain ordinances; authorizing developers to record notice of certain rescinded development orders; specifying that certain agreements regarding developments that are essentially built out remain valid unless previously expired; deleting requirements for a local government to issue a permit for a development subsequent to the buildout date contained in the development order; specifying that amendments to development orders do not diminish or otherwise alter certain credits for a development order exaction or fee against impact fees, mobility fees, or exactions; deleting a provision relating to the determination of certain credits for impact fees or extractions; deleting a provision exempting a nongovernmental developer from being required to competitively bid or negotiate construction or design of certain facilities except under certain circumstances; specifying that certain capital contribution front-ending agreements remain valid unless previously expired; deleting a provision relating to local monitoring; revising requirements for developers regarding reporting to local governments and specifying that such reports are not required unless required by a local government with jurisdiction over a development; revising the requirements and procedure for proposed changes to a previously approved development of regional impact and deleting rulemaking requirements relating to such procedure; revising provisions relating to the approval of such

changes; specifying that certain extensions previously granted by statute are still valid and not subject to review or modification; deleting provisions relating to determinations as to whether a proposed change is a substantial deviation; deleting provisions relating to comprehensive development-of-regional-impact applications and master plan development orders; specifying that certain agreements that include two or more developments of regional impact which were the subject of a comprehensive development-of-regional-impact application remain valid unless previously expired; deleting provisions relating to downtown development authorities; deleting provisions relating to adoption of rules by the state land planning agency; deleting statutory exemptions from development-of-regional-impact review; specifying that an approval of an authorized developer for an areawide development of regional impact remains valid unless previously expired; deleting provisions relating to areawide developments of regional impact; deleting an authorization for the state land planning agency to adopt rules relating to abandonment of developments of regional impact; requiring local governments to file a notice of abandonment under certain conditions; deleting an authorization for the state land planning agency to adopt a procedure for filing such notice; requiring a development-of-regional-impact development order to be abandoned by a local government under certain conditions; deleting a provision relating to abandonment of developments of regional impact in certain high-hazard coastal areas; authorizing local governments to approve abandonment of development orders for an approved development under certain conditions; deleting a provision relating to rights, responsibilities, and obligations under a development order; deleting partial exemptions from development-of-regional-impact review; deleting exemptions for dense urban land areas; specifying that proposed developments that exceed the statewide guidelines and standards and that are not otherwise exempt be approved by local governments instead of through specified development-of-regional-impact proceedings; providing an exception; amending s. 380.061, F.S.; specifying that the Florida Quality Developments program only applies to previously approved developments in the program before the effective date of the act; specifying a process for local governments to adopt a local development order to replace and supersede the development order adopted by the state land planning agency for the Florida Quality Developments; deleting program intent, eligibility requirements, rulemaking authorizations, and application and approval requirements and processes; deleting an appeals process and the Quality Developments Review Board; amending s. 380.0651, F.S.; deleting provisions relating to the superseding of guidelines and standards adopted by the Administration Commission and the publishing of guidelines and standards by the Administration Commission; conforming a provision to changes made by the act; specifying exemptions and partial exemptions from development-of-regional-impact review; deleting provisions relating to determining whether there is a unified plan of development; deleting provisions relating to the circumstances where developments should be aggregated; deleting a provision relating to prospective application of certain provisions; deleting a provision authorizing state land planning agencies to enter into agreements for the joint planning, sharing, or use of specified public infrastructure, facilities, or services by developers; deleting an authorization for the state land planning agency to adopt rules; amending s. 380.07, F.S.; deleting an authorization for the Florida Land and Water Adjudicatory Commission to adopt rules regarding the requirements for developments of regional impact; revising when a local government must transmit a development order to the state land planning agency, the regional planning agency, and the owner or developer of the property affected by such order; deleting a process for regional planning agencies to undertake appeals of development-of-regional-impact development orders; revising a process for appealing development orders for consistency with a local comprehensive plan to be available only for developments in areas of critical state concern; deleting a procedure regarding certain challenges to development orders relating to developments of regional impact; amending s. 380.115, F.S.; deleting a provision relating to changes in development-of-regional-impact guidelines and standards and the impact of such changes on vested rights, duties, and obligations pursuant to any development order or agreement; requiring local governments to monitor and enforce development orders and prohibiting local governments from issuing permits, approvals, or extensions of services if a developer does not act in substantial compliance with an order; deleting provisions relating to changes in development of regional impact guidelines and standards and their impact on the development approval process; amending s. 125.68, F.S.; conforming a cross-reference; amending s. 163.3245, F.S.; conforming cross-references; conforming provisions to changes made by

the act; revising the circumstances in which applicants who apply for master development approval for an entire planning area must remain subject to a master development order; specifying an exception; deleting a provision relating to the level of review for applications for master development approval; amending s. 163.3246, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 189.08, F.S.; conforming a cross-reference; conforming a provision to changes made by the act; amending s. 190.005, F.S.; conforming cross-references; amending ss. 190.012 and 252.363, F.S.; conforming cross-references; amending s. 369.303, F.S.; conforming a provision to changes made by the act; amending ss. 369.307, 373.236, and 373.414, F.S.; conforming cross-references; amending s. 378.601, F.S.; conforming a provision to changes made by the act; repealing s. 380.065, F.S., relating to a process to allow local governments to request certification to review developments of regional impact that are located within their jurisdictions in lieu of the regional review requirements; amending ss. 380.11 and 403.524, F.S.; conforming cross-references; repealing specified rules regarding uniform review of developments of regional impact by the state land planning agency and regional planning agencies; repealing the rules adopted by the Administration Commission regarding whether two or more developments, represented by their owners or developers to be separate developments, shall be aggregated; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Broxson—

CS for CS for SB 1360—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; revising the definition of the term “abuse”; amending s. 39.0138, F.S.; requiring the Department of Children and Families to establish rules for granting exemptions from criminal history and certain other records checks required for persons being considered for placement of a child; requiring the department or its designee to assess the limitations that justify the exemption and the limitation’s effects on the child before granting the exemption; requiring level 1 screening for persons granted such exemption; prohibiting placement of a child with persons convicted of a certain felony; amending s. 39.3065, F.S.; requiring the Sheriff of Walton County to provide all child protective investigations in the county beginning with a specified fiscal year; amending s. 39.6012, F.S.; requiring parents to make proactive contact with the department or contracted case management agency at regular intervals; amending s. 39.6013, F.S.; requiring the court to consider certain case details before amending a case plan; amending s. 39.621, F.S.; requiring the court, during permanency hearings, to determine case plan compliance; amending s. 39.701, F.S.; requiring the court, during judicial review hearings, to determine case plan compliance; amending s. 63.092, F.S.; requiring the department to release specified records to entities conducting preliminary home studies; providing that certain specified training is required only for persons who adopt children from the department; amending s. 402.305, F.S.; revising minimum requirements for child care personnel related to screening and fingerprinting; requiring child care facilities to provide information during specified months to parents intended to prevent children from being left in vehicles; requiring the department to develop a flyer or brochure containing specified information; specifying the minimum standards the department must adopt regarding transportation of children by child care facilities; specifying that a child care facility is not responsible for children when they are transported by a parent or guardian; amending s. 402.30501, F.S.; conforming a cross-reference; amending ss. 402.313 and 402.3131, F.S.; requiring family day care homes and large family child care homes to provide information during specified months to parents intended to prevent children from being left in vehicles; requiring the department to develop a flyer or brochure containing specified information; amending s. 409.175, F.S.; defining the term “severe disability”; providing an exemption from fingerprint requirements for adult household members with severe disabilities; amending s. 409.991, F.S.; revising the definition of the term “proportion of children in care”; revising the equity allocation formula for community-based care lead agencies; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; amending ss. 1002.55, 1002.57, and 1002.59, F.S.; conforming cross-references; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Brandes and Perry—

CS for CS for SB 1392—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program’s policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department’s authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar prearrest diversion program in each judicial circuit, rather than at the local level, with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program’s policies and procedures; requiring the Department of Juvenile Justice to annually develop and provide guidelines on civil citation or similar prearrest diversion programs to the judicial circuits; providing requirements for the civil citation or similar prearrest diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar prearrest diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar prearrest diversion program; requiring that a copy of each civil citation or similar prearrest diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil citation or similar prearrest diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term “diversion program”; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring each law enforcement agency to submit to the Department of Juvenile Justice specified data about juveniles eligible to participate in diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain nonjudicial arrest record unless an exception applies; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Stargel—

CS for CS for SB 1804—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former

appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to conduct an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and district school superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a district school superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Rules—

CS for SB 7026—A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; creating s. 16.63, F.S.; establishing the Medical Reimbursement Program for Victims of Mass Shootings in the Department of Legal Affairs; defining the term “mass shooting”; requiring the department to reimburse verified or designated trauma centers for certain costs associated with treating victims for injuries associated with a mass shooting; requiring a verified or designated trauma center that requests a reimbursement to accept it as payment in full; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 394.463, F.S.; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; requiring law en-

forcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.34, F.S.; defining the term “bump-fire stock”; prohibiting the importation, transfer, distribution, transport, sale, or giving of a bump-fire stock in this state; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures by a certain date; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from knowingly filing a petition for such an order which contains materially false or misleading information; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Florida Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Florida Department of Law Enforcement staff to assist the commission; specifying

meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1000.051, F.S.; providing legislative intent regarding school safety and security; creating s. 1001.217, F.S.; creating the Office of Safe Schools; providing the purpose and duties of the office; amending ss. 1002.221 and 1002.225, F.S.; providing for construction regarding the applicability of public records exemptions for security system plans and security systems; amending s. 1006.04, F.S.; establishing the Multiagency Service Network for Students with Severe Emotional Disturbance; specifying the goals and duties of the program; authorizing the Legislature to provide funding to the department to award grants; creating s. 1006.05, F.S.; providing a purpose of the mental health assistance allocation; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the Commissioner of Education; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus; requiring each school district to designate a threat assessment team; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to annually provide specified entities with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; requiring that certain recommendations be documented by such board or principal; requiring each district school board to designate or appoint a district school safety specialist; providing duties of the school safety specialist; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the Florida Sheriff's Marshal Program meets the requirement; creating s. 1006.149, F.S.; establishing the Public School Emergency Response Learning System Program within the department; establishing the program as a partnership between local law enforcement agencies and public education entities; specifying activities, training, notification systems, and resources provided through the program; requiring each program participant to develop a preemptive plan of action; authorizing funding provided by the Legislature to implement the program; creating s. 1006.1491, F.S.; creating the Florida Sheriff's Marshal Program within the department; specifying a purpose; defining terms; establishing program eligibility requirements; authorizing special deputy sheriffs to perform certain duties, under specified circumstances; specifying training and instructional requirements; specifying grounds for termination and denial of participants; specifying implementation requirements; authorizing funding as provided by the Legislature; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; expanding the safe schools allocation to provide funding for specified school safety provisions; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize

certain third-party funding; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S.; relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; requiring the Department of Agriculture and Consumer Services to transfer, annually and by a specified date, a percentage of the fees collected for new and renewal concealed weapon or firearm licenses from the Division of Licensing Trust Fund to the Department of Legal Affairs to reimburse the trauma centers; providing appropriations; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Education; and Senator Stargel—

CS for CS for SB 1804—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to conduct an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and district school superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a district school superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 459, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Massullo, Slosberg, Smith—

CS for CS for HB 459—A bill to be entitled An act relating to public records; creating s. 119.07135, F.S.; providing that certain information related to agency contracts is not confidential or exempt from public records requirements; amending s. 24.105, F.S.; deleting provisions relating to exemptions from public records requirements for certain information held by the Department of the Lottery; amending s. 73.0155, F.S.; deleting provisions relating to public records exemptions for trade secrets held by governmental condemning authorities; amending s. 119.071, F.S.; deleting a provision declaring that certain data processing software exempt from public records requirements is considered a trade secret; removing the scheduled repeal of the public record exemption; amending s. 119.0713, F.S.; deleting a provision exempting trade secrets held by local government agencies from public records requirements; amending s. 125.0104, F.S.; deleting a provision exempting trade secrets held by county tourism development agencies from public records requirements; amending s. 163.01, F.S.; deleting a provision exempting trade secrets held by public agencies that are electric utilities from public records requirements; amending s. 202.195, F.S.; deleting a provision exempting trade secrets obtained from a telecommunications company or franchised cable company for certain purposes from public records requirements; amending s. 215.4401, F.S.; deleting provisions relating to confidentiality of trade secrets held by the State Board of Administration; amending s. 252.88, F.S.; deleting provisions exempting certain information from public records requirements under the Florida Emergency Planning and Community Right-to-Know Act; repealing s. 252.943, F.S., relating to a public records exemption under the Florida Accidental Release Prevention and Risk Management Planning Act; amending s. 287.0943, F.S.; deleting provisions relating to confidentiality of certain information relating to applications for certification of minority business enterprises; amending s. 288.047, F.S.; deleting provisions exempting potential trade secrets from public records requirements; amending s. 288.075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by economic development agencies; amending s. 288.1226, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Tourism Industry Marketing Corporation; amending s. 288.776, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Export Finance Corporation; amending s. 288.9520, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by Enterprise Florida, Inc., and related entities; amending s. 288.9607, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Florida Development Finance Corporation; amending s. 288.9626, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Florida Opportunity Fund; conforming provisions to changes made by the act; amending s. 288.9627, F.S.; deleting provisions relating to a public records exemption for trade secrets and potential trade secrets held by the Institute for Commercialization of Public Research; conforming provisions to changes made by the act; amending s. 331.326, F.S.; deleting provisions relating to a public records exemption for trade secrets held by Space Florida; amending s. 334.049, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of State; amending ss. 350.121 and 364.183, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Public Service Commission; amending 365.174, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the E911 Board and the Technology Program within the Department of Management Services; amending ss. 366.093, 367.156, and 368.108, F.S.; deleting provisions relating to public records ex-

emptions for trade secrets held by the Florida Public Service Commission; amending s. 377.24075, F.S.; deleting provisions relating to a public records exemption for trade secrets held by the Department of Environmental Protection; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; amending s. 395.3035, F.S.; deleting provisions relating to a public records exemption for trade secrets of hospitals; amending s. 403.7046, F.S.; revising provisions relating to an exemption for trade secrets contained in certain reports to the Department of Environmental Protection; repealing s. 403.73, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Environmental Protection; amending s. 408.061, F.S.; deleting a requirement that certain trade secret information submitted to the Agency for Healthcare Administration be clearly designated as such; amending s. 408.185, F.S.; deleting provisions relating to public records exemptions for certain trade secrets held by the Office of the Attorney General; amending s. 408.910, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida Health Choices Program; amending s. 409.91196, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Agency for Healthcare Administration; amending s. 440.108, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services; amending s. 494.00125, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 497.172, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Board of Funeral, Cemetery, and Consumer Services; amending ss. 499.012, 499.0121, 499.05, and 499.051, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Business and Professional Regulation; repealing s. 499.931, F.S., relating to maintenance of information held by the Department of Business and Professional Regulation that is deemed to be a trade secret; amending s. 501.171, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Legal Affairs; repealing s. 502.222, F.S., relating to trade secrets of a dairy business held by the Department of Agriculture and Consumer Services; amending ss. 517.2015 and 520.9965, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 526.311, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Agriculture and Consumer Services; amending s. 548.062, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Florida State Boxing Commission; amending s. 556.113, F.S.; deleting provisions relating to public records exemptions for trade secrets held by Sunshine State One-Call of Florida, Inc.; amending s. 559.5558, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 559.9285, F.S.; revising provisions specifying that certain information provided to the Department of Agriculture and Consumer Services does not constitute a trade secret; amending s. 560.129, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Financial Regulation; amending s. 570.48, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Fruit and Vegetables; amending ss. 570.544 and 573.123, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Division of Consumer Services; repealing s. 581.199, F.S., relating to a prohibition on the use of trade secret information obtained under specified provisions for personal use or gain; amending ss. 601.10, 601.15, and 601.152, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Citrus; amending s. 601.76, F.S.; deleting provisions relating to a public records exemption for certain formulas filed with the Department of Agriculture; amending ss. 607.0505 and 617.0503, F.S.; deleting provisions relating to public records exemptions for certain information that might reveal trade secrets held by the Department of Legal Affairs; amending s. 624.307, F.S.; authorizing the Office of Insurance Regulation to report certain information on an aggregate basis; amending s. 624.315, F.S.; authorizing the Office of Insurance Regulation to make certain information available on an aggregate basis; amending s. 624.4212, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of Insurance Regulation; revising a cross-reference; repealing s. 624.4213, F.S., relating to trade secret documents submitted to the Department of Financial Services or the Office of Insurance Regulation; amending ss. 626.84195 and 626.884, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Office of In-

insurance Regulation; amending s. 626.9936, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Insurance Regulation; amending ss. 627.0628 and 627.3518, F.S.; deleting provisions relating to public records exemptions for trade secrets held by the Department of Financial Services or the Office of Insurance Regulation; amending s. 655.057, F.S.; revising provisions relating to a public records exemption for trade secrets held by the Office of Financial Regulation; repealing s. 655.0591, F.S., relating to trade secret documents held by the Office of Financial Regulation; amending s. 663.533, F.S.; revising a cross-reference; repealing s. 721.071, F.S., relating to trade secret material filed with the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 815.04, F.S.; deleting a public records exemption for certain trade secret information relating to offenses against intellectual property; repealing s. 815.045, F.S., relating to trade secret information; amending s. 1004.22, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets received, generated, ascertained, or discovered during the course of research conducted within the state universities; amending s. 1004.30, F.S.; revising provisions relating to public records exemptions for trade secrets held by state university health support organizations; amending s. 1004.43, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.4472, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the Florida Institute for Human and Machine Cognition, Inc.; amending s. 1004.78, F.S.; revising provisions relating to public records exemptions for trade secrets and potential trade secrets held by the technology transfers centers at Florida College System institutions; amending s. 601.80, F.S.; correcting a cross-reference; amending ss. 663.533, 721.13, and 921.0022, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 461 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Massullo, Slosberg—

CS for CS for HB 461—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; providing definitions; providing an exemption from public record requirements for a trade secret held by an agency; providing notice requirements; providing a process for responding to public record requests; providing an exception to the exemption; providing that an agency employee is not liable for the release of records in compliance with the act; providing applicability; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 547 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Killbrew—

CS for HB 547—A bill to be entitled An act relating to reports concerning seized or forfeited property; amending s. 932.7061, F.S.; revising the deadline for an annual report by law enforcement agencies

concerning property seized or forfeited under the Florida Contraband Forfeiture Act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 573 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Daniels, Pigman, Gruters, Magar, Massullo—

HB 573—A bill to be entitled An act relating to involuntary examinations under the Baker Act; amending s. 394.455, F.S.; defining terms; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to execute a certificate under certain conditions stating that they have examined a person and find the person appears to meet the criteria for involuntary examination; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.2007, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 639, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Perez—

HB 639—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term "marital assets and liabilities" for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 703 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Burgess—

CS for HB 703—A bill to be entitled An act relating to water management district surplus lands; amending s. 373.089, F.S.; requiring a water management district to publish a notice of intention to sell surplus lands on its website; revising the circumstances when a water management district must publish the first notice of intention to sell surplus lands; revising the process for selling certain lower valued surplus lands; defining the term "adjacent property owners"; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 705 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee, Natural Resources & Public Lands Subcommittee and Representative(s) Burgess—

CS for CS for CS for HB 705—A bill to be entitled An act relating to a public records; amending s. 373.089, F.S.; providing an exemption for valuations, certain records, and sales offers for sales related to surplus lands; authorizing disclosure of such records under certain circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 731, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Innovation Subcommittee and Representative(s) Sullivan, Altman—

CS for CS for HB 731—A bill to be entitled An act relating to home education; amending s. 1002.41, F.S.; specifying that a home education program is not a school district program and is registered with the district school superintendent only for the purpose of complying with the state's attendance requirements; revising the content requirements of a notice of enrollment of a student in a home education program; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student's parent unless such action is necessary for a school district program; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child's age from children enrolling in specified schools and programs; amending s. 1003.26, F.S.; authorizing a school district superintendent to refer certain cases relating to student nonenrollment to the child study team of certain schools; requiring the child study team to provide specified services in such instances; conforming cross-references; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1006.15, F.S.; revising the standards required for a home education student to participate in extracurricular activities; amending s. 1007.271, F.S.; prohibiting the limitation of dual enrollment course enrollments under certain circumstances; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; amending s. 1002.385, F.S.; conforming cross-references; providing a contingent appropriation; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 735 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Harrell, Watson, C.—

CS for CS for HB 735—A bill to be entitled An act relating to mammography; creating s. 381.933, F.S.; defining the terms "facility," "mammography," and "mammography report"; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 839 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Daniels, Ponder, Caldwell, Drake, Fant, Fischer, Gruters, Massullo, Moraitis, Plakon, Rodrigues, Roth, Williams, Yarborough—

HB 839—A bill to be entitled An act relating to the display of the state motto; amending s. 1003.44, F.S.; requiring each district school board to adopt rules for the display of the official state motto in specified places; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 875 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Leek—

CS for CS for HB 875—A bill to be entitled An act relating to limitations of actions other than for the recovery of real property; amending s. 95.11, F.S.; authorizing the commencement, within a specified time-frame, of counterclaims, cross-claims, and third-party claims after the pleading to which such claims relate; specifying that certain corrections and repairs do not extend the period of time within which an action must be commenced; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 935, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Nuñez—

CS for HB 935—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term "business purpose loan"; amending s. 494.00115, F.S.; defining the term "hold himself or herself out to the public as being in the mortgage lending business"; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; reenacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 953 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Harrison, Alexander, Edwards-Walpole, Fant, McGhee, Santiago, Stevenson, Toledo, Watson, C., White—

HB 953—A bill to be entitled An act relating to consumer report security freezes; amending s. 501.005, F.S.; prohibiting a consumer reporting agency from charging any fee to a consumer for placing, removing, or temporarily lifting a security freeze on his or her consumer report; amending s. 501.0051, F.S.; prohibiting a consumer reporting agency from charging any fee to the representative of a protected consumer for placing, removing, or temporarily lifting a security freeze on the protected consumer's consumer report; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1055 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) DuBose, McGhee—

CS for HB 1055—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former directors, managers, supervisors, nurses, and clinical employees of an addiction treatment facility, and the spouses and children thereof; providing a definition; providing for future legislative review and repeal of the exemption; requiring such personnel to submit a specified written request to a custodial agency to maintain the exempt status of such information in certain circumstances; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1127 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Lee—

CS for CS for HB 1127—A bill to be entitled An act relating to public records and public meetings; creating s. 627.352, F.S.; providing an

exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1217, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Metz, Pigman, Willhite—

CS for CS for HB 1217—A bill to be entitled An act relating to deployed parent custody and visitation; creating part IV of ch. 61, F.S., entitled "Uniform Deployed Parents Custody and Visitation Act"; providing definitions; providing remedies for noncompliance; authorizing a court to issue certain custodial orders only under certain jurisdiction; providing notice requirements; providing requirements for a proceeding for custodial responsibility of a child of a servicemember; providing requirements for agreement forms, termination, modification, power of attorney, and filing; providing requirements for temporary orders granting custodial responsibility; authorizing telephonic, electronic, and web-based appearance, testimony, and evidence in a proceeding for temporary custody; requiring certain witnesses to be sworn in by specified officers; providing for the effect of any prior judicial order or agreement; authorizing a court to grant temporary caretaking authority or limited contact to certain nonparents under certain conditions; providing for the termination of a grant of authority; providing requirements for a temporary custody order; authorizing a court to enter a temporary order for child support and modify or terminate a temporary grant of custodial responsibility under certain circumstances; providing procedures for terminating a temporary custodial responsibility agreement; providing for visitation before such termination; providing construction; providing applicability; repealing s. 61.13002, F.S., relating to temporary time-sharing modification and child support modification due to military service; providing an effective date.

—was referred to the Committees on Judiciary; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1267 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Energy & Utilities Subcommittee and Representative(s) Killbrew, White—

CS for HB 1267—A bill to be entitled An act relating to telephone solicitation; creating s. 365.176, F.S.; providing a short title; defining terms; authorizing telecommunication providers to block certain calls; prohibiting the blocking of certain calls; authorizing telecommunication providers to rely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1279, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Quality Subcommittee and Representative(s) Sullivan, Donalds, Plasencia—

CS for CS for CS for HB 1279—An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing a contingent appropriation; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7043 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Natural Resources & Public Lands Subcommittee and Representative(s) Raschein, Fant, Fischer, Killebrew, Toledo—

HB 7043—A bill to be entitled An act relating to state assumption of federal section 404 dredge and fill permitting authority; creating s. 373.4146, F.S.; defining the term "state assumed waters"; providing the Department of Environmental Protection with the power and authority to adopt rules to assume and implement the section 404 dredge and fill permitting program pursuant to the federal Clean Water Act; specifying that certain rules, standards, or other requirements are not effective or enforceable until such assumption is approved; providing legislative intent; providing applicability of other state law regulating discharges; specifying the applicability of certain exemptions; specifying department authority upon assumption of the section 404 dredge and fill permitting program; specifying certain procedures for permit applications; exempting the department from certain permitting timeframe limitations upon such assumption; specifying the maximum dredge and fill permit period for activities in state assumed waters; specifying certain procedures for permit reissuance; requiring the department to adopt rules to create an expedited permit review process; specifying applicability of certain administrative procedures; authorizing the department to delegate certain activities; specifying that the department must retain the authority to review, modify, revoke, or rescind any permit authorizing activities in state assumed waters which is issued by a delegated entity; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7051 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Albritton—

HB 7051—A bill to be entitled An act relating to trust funds; recreating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; amending s. 20.142, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7053 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) McClure—

HB 7053—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7069 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Higher Education Appropriations Subcommittee and Representative(s) Ahern—

CS for HB 7069—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., relating to the Florida ABLE Program Trust Fund; abrogating provisions relating to the termination of the trust fund, to conform; providing a contingent effective date.

—was referred to the Committees on Appropriations Subcommittee on Higher Education; and Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 498.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 27 was corrected and approved.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:54 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Thursday, March 1 or upon call of the President.



Journal of the Senate

Number 17—Regular Session

Thursday, March 1, 2018

CONTENTS

Bills on Third Reading	431
Call to Order	421
Co-Introducers	445
Committee Substitutes, First Reading	436
House Messages, First Reading	439
Introduction and Reference of Bills	436
Motions	435
Reports of Committees	435, 436
Special Guests	421
Special Order Calendar	421
Special Presentation	424

CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—37:

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

PRAYER

The following prayer was offered by Mother Abi Moon, Assistant Rector, St. John's Episcopal Church, Tallahassee:

Oh Lord, our Governor, bless the leaders of our land, that we may be a people at peace among ourselves and a blessing to other nations of the earth. To the Senators, Representatives, and those who make our laws in this state: give courage, wisdom, and foresight to provide for the needs of all of our people and to fulfill our obligations in the community.

Teach our people to rely on your strength and to accept their responsibilities to their fellow citizens; that they may elect trustworthy leaders and make wise decisions for the well-being of our society; that we may serve you faithfully in our generation and honor your holy name. Give us the strength to live as your children, and be makers of peace and unity. Grant that all peoples might put aside their differences and seek the unity of your kingdom. We make this prayer in your name. Amen.

PLEDGE

Senate Pages, Micayla Acree of Tallahassee; Simon Daniel of Tallahassee; Thomas Freeman of Ponte Vedra Beach; and Yaa Tia Graham of Miami, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Representative Ralph E. Massullo, M.D., of Beverly Hills, sponsored by Senator Simpson, as the doctor of the day. Dr. Massullo specializes in dermatology.

SPECIAL GUESTS

The President welcomed Governor Rick Scott, Ryan Petty, and Patrick Petty to the floor of the Senate. The President invited Governor Scott to address the Senate regarding the Marjory Stoneman Douglas High School shooting in Parkland, Florida. At the conclusion of the Governor's remarks, Ryan Petty addressed the Senate. Ryan Petty is the father of Alaina Petty, a victim of the shooting at Marjory Stoneman Douglas High School. Patrick Petty is the brother of Alaina Petty.

SENATOR FLORES PRESIDING

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

SPECIAL ORDER CALENDAR

Consideration of **CS for SB 382** was deferred.

On motion by Senator Passidomo—

CS for SB 434—A bill to be entitled An act relating to a neonatal abstinence syndrome pilot project; amending s. 400.902, F.S.; revising the definition of the term "prescribed pediatric extended care center" or "PPEC center" to include certain buildings that provide certain residential services to infants with neonatal abstinence syndrome; establishing a prerequisite for the admission of an infant with neonatal abstinence syndrome to a PPEC center; expanding the definition of the term "medically dependent or technologically dependent child" to include certain infants diagnosed with neonatal abstinence syndrome; amending s. 400.914, F.S.; providing that a specified Agency for Health Care Administration rule include an exception for infants being treated for neonatal abstinence syndrome; creating s. 400.917, F.S.; defining terms; requiring the agency, in consultation with the Department of Children and Families, to establish a pilot project to approve one or more facilities licensed to provide PPEC services to treat certain eligible infants; providing the purpose of the pilot project; providing a start and end date for the pilot project; requiring the agency, in consultation with the department, to adopt by rule minimum standards for facilities approved to provide certain services to eligible infants; requiring certain criteria to be included in such standards; specifying that a PPEC center is not required to obtain a certificate of need to be approved to provide services under this section; establishing minimum requirements for a PPEC center to be eligible to provide services to eligible infants and to participate in the pilot project; prohibiting a PPEC center providing such services from treating an infant for longer than a specified period of time; providing that a PPEC center may require a mother or visitor to vacate its premises under specified circumstances; allowing certain health care professionals to prevent the removal of an infant from the facility under certain circumstances; requiring the agency to require approved PPEC centers to meet and maintain representations in the facility's plan submitted for approval; requiring the Department of Health to contract with a state university to study certain components of the pilot project and establish certain baseline data for studies on the neurodevelopmental outcomes of infants with neonatal abstinence

syndrome; requiring the department to report results of the study to the Legislature by a certain date; requiring approved PPEC centers, hospitals meeting certain criteria, and Medicaid managed medical assistance plans to provide to the contracted university relevant financial and medical data consistent with federal law; requiring the agency to begin rulemaking and to apply for certain Medicaid waivers after the act becomes a law; providing appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 434** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bracy—

CS for SB 942—A bill to be entitled An act relating to the Department of Juvenile Justice's direct-support organization; amending s. 985.672, F.S.; requiring the secretary of the department to appoint board of directors to the department's direct-support organization according to the organization's established bylaws; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 942** was placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for SB 872—A bill to be entitled An act relating to young farmers and ranchers; creating s. 570.842, F.S.; creating the Florida Young Farmer and Rancher Matching Grant Program within the Department of Agriculture and Consumer Services; specifying the purpose of the grants; requiring the department to select grant recipients based on certain criteria; requiring the department to adopt rules; specifying minimum grant selection criteria; specifying a grant award minimum and maximum; requiring that no more than one award per year may go to an individual recipient; specifying that grant funding is contingent upon specific appropriation from the Legislature; creating s. 570.843, F.S.; creating the Florida Young Farmer and Rancher Advisory Council within the department; specifying membership of the council; providing for staggered terms; specifying the meetings, powers, duties, procedures, and recordkeeping of the council; specifying that the council may submit findings and recommendations to the Commissioner of Agriculture; specifying the issues the council may examine; creating s. 570.844, F.S.; requiring the department to establish a clearinghouse on its website for resources to assist young and beginning farmers and ranchers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 872** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for SB 740—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; specifying the methodology for the assessment of certain structures in horticultural production; specifying, subject to certain conditions, that land classified as agricultural remains classified as such for a specified period if such lands are damaged by certain natural disasters and agricultural production is halted or reduced; providing for retroactive application; creating s. 252.3569, F.S.; providing a legislative finding; establishing a state agricultural response team within the department; specifying the duties of the team; amending s. 316.565, F.S.; revising the Governor's authority, to include agricultural products instead of only perishable food, in declaring an emergency relating to the transport of such products when there is a breakdown in the normal public transportation facilities necessary to move such products; authorizing the Department of Transportation to issue, and specifying that certain law enforcement officers must accept, electronic verification of permits during a declared state of emergency; providing that

such permits are valid for up to a specified period, but no longer than the duration of the declared state of emergency or any extension thereof; requiring the Department of Transportation to consult with the Department of Agriculture and Consumer Services and stakeholders in the agricultural industry in implementing emergency transportation assistance for agricultural products; amending s. 379.361, F.S.; transferring authority to issue licenses for oyster harvesting in Apalachicola Bay from the department to the City of Apalachicola; revising the disposition and permitted uses of license proceeds; amending s. 487.041, F.S.; deleting obsolete provisions; deleting a requirement that all pesticide registration fees be submitted electronically; amending s. 496.415, F.S.; prohibiting the comingling of funds in connection with the planning, conduct, or execution of any solicitation or charitable or sponsor sales promotion; amending s. 496.418, F.S.; revising recordkeeping and accounting requirements for solicitations of funds; specifying a rebuttable presumption under certain circumstances; amending s. 500.459, F.S.; revising permitting requirements and operating standards for water vending machines; amending s. 501.059, F.S.; revising the term "telephonic sales call" to include voicemail transmissions; defining the term "voicemail transmission"; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising civil penalties; creating s. 501.6175, F.S.; specifying recordkeeping requirements for commercial telephone sellers; amending s. 501.912, F.S.; revising terms; amending s. 501.913, F.S.; authorizing antifreeze brands to be registered for a specified period; deleting a provision relating to the registration of brands that are no longer in production; specifying a certified report requirement for first-time applications; amending s. 501.917, F.S.; revising department sampling and analysis requirements for antifreeze; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 501.92, F.S.; revising when the department may require an antifreeze formula for analysis; amending s. 525.07, F.S.; authorizing the department to seize skimming devices without a warrant; amending s. 526.304, F.S.; authorizing the department to temporarily suspend enforcement, for specified purposes during states of emergency, of certain provisions relating to predatory practices in the retail sale of motor fuel; amending s. 526.305, F.S.; authorizing the department to temporarily suspend enforcement, for specified purposes during states of emergency, of certain provisions relating to discriminatory practices in sale of motor fuel; amending s. 526.51, F.S.; revising application requirements and fees for brake fluid brands; deleting a provision relating to the registration of brands that are no longer in production; amending s. 526.53, F.S.; revising department sampling and analysis requirements for brake fluid; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 527.01, F.S.; revising terms; amending s. 527.02, F.S.; revising the persons subject to liquefied petroleum business licensing provisions; revising such licensing fees and requirements; revising reporting and fee requirements for certain material changes to license information; deleting a provision authorizing license transfers; amending s. 527.0201, F.S.; revising the persons subject to liquefied petroleum qualifier competency examination, registry, supervisory, and employment requirements; revising the expiration of qualifier registrations; revising the persons subject to master qualifier requirements; revising master qualifier application requirements; deleting provisions specifying that a failure to replace master qualifiers within certain periods constitutes grounds for license revocation; deleting a provision relating to facsimile transmission of duplicate licenses; amending s. 527.021, F.S.; revising the circumstances under which liquefied petroleum gas bulk delivery vehicles must be registered with the department; amending s. 527.03, F.S.; authorizing certain liquefied petroleum gas registrations to be renewed for 2 or 3 years; deleting certain renewal period requirements; amending s. 527.04, F.S.; revising the persons required to provide the department with proof of insurance; revising the required payee for a bond in lieu of such insurance; amending s. 527.0605, F.S.; deleting provisions requiring licensees to submit a site plan and review fee for liquefied petroleum bulk storage container locations; amending s. 527.065, F.S.; revising the circumstances under which a liquefied petroleum gas licensee must notify the department of an accident; amending s. 527.067, F.S.; requiring certain liquefied petroleum gas dealers to provide notice within a specified period before rendering a consumer's liquefied petroleum gas equipment or system inoperable or discontinuing service; providing an exception; amending

ss. 527.10 and 527.21, F.S.; conforming provisions to changes made by the act; amending s. 527.22, F.S.; deleting an obsolete provision; amending s. 531.67, F.S.; extending the expiration date of certain provisions relating to permits for commercially operated or tested weights or measures instruments or devices; amending s. 534.47, F.S.; revising and providing definitions; amending s. 534.49, F.S.; conforming provisions to changes made by the act; repealing s. 534.50, F.S., relating to reporting and notice requirements for dishonored checks and drafts for payment of livestock purchases; amending s. 534.501, F.S.; providing that delaying or failing to make payment for certain livestock is an unfair and deceptive act; repealing s. 534.51, F.S., relating to the prohibition of the filing of complaints by certain livestock markets; amending s. 534.54, F.S.; providing that purchasers who delay or fail to render payment for purchased livestock are liable for certain fees, costs, and expenses; conforming provisions to changes made by the act; amending s. 570.07, F.S.; authorizing the department to waive certain fees during a state of emergency; amending s. 573.111, F.S.; revising the required posting location for the issuance of an agricultural commodity marketing order; amending s. 578.011, F.S.; revising and defining terms; creating s. 578.012, F.S.; providing legislative intent; creating a preemption of local law relating to regulation of seed; amending s. 578.08, F.S.; revising application requirements for the registration of seed dealers; conforming provisions to changes made by the act; specifying that a receipt from the department need not be written to constitute a permit; deleting an exception to registration requirements for certain experiment stations; requiring the payment of fees when packet seed is placed into commerce; amending s. 578.09, F.S.; revising labeling requirements for agricultural, vegetable, flower, tree, and shrub seeds; conforming a cross-reference; repealing s. 578.091, F.S., relating to labeling of forest tree seed; amending s. 578.10, F.S.; revising exemptions to seed labeling, sale, and solicitation requirements; amending s. 578.11, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 578.12, F.S.; conforming provisions to changes made by the act; amending s. 578.13, F.S.; conforming provisions to changes made by the act; specifying that it is unlawful to move, handle, or dispose of seeds or tags under a stop-sale notice or order without permission from the department; specifying that it is unlawful to represent seed as certified except under specified conditions or to label seed with a variety name under certain conditions; repealing s. 578.14, F.S., relating to packet vegetable and flower seed; amending s. 578.181, F.S.; revising penalties; amending s. 578.23, F.S.; revising recordkeeping requirements relating to seed labeling; amending s. 578.26, F.S.; conforming provisions to changes made by the act; specifying that certain persons may not commence legal proceedings or make certain claims against a seed dealer before certain findings and recommendations are transmitted by the seed investigation and conciliation council to the complainant and dealer; deleting a requirement that the department transmit such findings and recommendations to complainants and dealers; requiring the department to mail a copy of the council's procedures to both parties upon receipt of a complaint; amending s. 578.27, F.S.; removing alternate membership from the seed investigation and conciliation council; revising the terms of members of the council; conforming provisions to changes made by the act; revising the purpose of the council; revising the council's investigatory process; renumbering and amending s. 578.28, F.S.; making a technical change; creating s. 578.29, F.S.; prohibiting certain noxious weed seed from being offered or exposed for sale; amending s. 590.02, F.S.; authorizing the Florida Forest Service to pay certain employees' initial commercial driver license examination fees; creating s. 817.417, F.S.; providing a short title; defining terms; specifying department duties and responsibilities relating to government impostor and deceptive advertisements; requiring rulemaking by the department; specifying that it is a violation to disseminate certain misleading or confusing advertisements, to make certain misleading or confusing representations, to use content implying or leading to confusion that such content is from a governmental entity when such is not true, to fail to provide certain disclosures, and to fail to provide certain responses and answers to the department; requiring a person offering documents that are available free of charge or at a lesser price from a governmental entity to provide a certain disclosure; providing penalties; amending s. 489.105, F.S.; conforming provisions to changes made by the act; reenacting s. 527.06(3), F.S., relating to published standards of the National Fire Protection Association; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment:

Amendment 1 (256540) (with title amendment)—Delete lines 471-488 and insert:

252.3569 Florida state agricultural response team; emergency response to animal, agricultural, and vector issues.—The Legislature finds that the Department of Agriculture and Consumer Services is the lead agency for animal, agricultural, and vector issues in the state. Pursuant to this responsibility, there is established within the Department of Agriculture and Consumer Services a state agriculture response team.

(1) The state agricultural response team is responsible for the development, training, and support of county agricultural response teams and other nonemergency support functions.

(2) During emergency or disaster situations, as described by the Florida Comprehensive Emergency Management Plan, the division shall coordinate with the Department of Agriculture and Consumer Services for the purposes of:

(a) Oversight of the emergency management functions of preparedness, recovery, mitigation, and response with all agencies and organizations that are involved with the state's response activities to animal, agricultural, and vector issues; and

(b) Staffing the Emergency Support Function 17 at the State Emergency Operations Center and staffing, as necessary, at county emergency operations centers.

And the title is amended as follows:

Delete line 14 and insert: duties of the team; requiring, during emergency and disaster situations, the Division of Emergency Management to coordinate with the department for specified purposes; amending s. 316.565, F.S.;

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

Senator Stargel moved the following substitute amendment which was adopted:

Amendment 2 (317386) (with title amendment)—Delete lines 471-488 and insert:

252.3569 Florida state agricultural response team; emergency response to animal, agricultural, and vector issues.—The Legislature finds that the Department of Agriculture and Consumer Services is the lead agency for animal, agricultural, and vector issues in the state. Pursuant to this responsibility, there is established within the Department of Agriculture and Consumer Services a state agricultural response team.

(1) The state agricultural response team, in coordination with the division, is responsible for the development, training, and support of county agricultural response teams and other nonemergency support functions.

(2) During emergency or disaster situations, as described by the Florida Comprehensive Emergency Management Plan, the division shall coordinate with the Department of Agriculture and Consumer Services for the purposes of:

(a) Oversight of the emergency management functions of preparedness, recovery, mitigation, and response with all agencies and organizations that are involved with the state's response activities to animal, agricultural, and vector issues; and

(b) Staffing the Emergency Support Function 17 at the State Emergency Operations Center and staffing, as necessary, at county emergency operations centers.

And the title is amended as follows:

Delete line 14 and insert: responsibilities of the team in coordination with the Division of Emergency Management; requiring, during emergency and disaster situations, the division to coordinate with the department for specified purposes; amending s. 316.565, F.S.;

Senator Stargel moved the following amendment which was adopted:

Amendment 3 (455400) (with title amendment)—Delete lines 881-896.

And the title is amended as follows:

Delete lines 76-85 and insert: without a warrant; amending s. 526.51, F.S.; revising

Pursuant to Rule 4.19, **CS for CS for SB 740**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SPECIAL PRESENTATION

On behalf of the entire Senate, Senator Simpson presented President Negron with a Louisville Slugger baseball bat that had been signed by all of the Senators. President Negron was also presented a first edition of the book, *Letters and Papers from Prison* by Dietrich Bonhoeffer.

Senator Simpson: This year, as our colleagues in the Senate know, we spent a great deal of time seeking out what would be the perfect gift. We all know the President loves baseball. We know how many times the President has said, “If it’s got a ball and a bat, or a ball, and we keep score, the Negrons are involved in it.” The first opportunity for your gift that you will treasure for your entire life is an official Louisville Slugger with all of your Senators’ signatures on it.

Since the President was a young boy, he has been a persistent student of history. He has shared with us small bits of his personal life. We are not allowed to know too much, as everyone here knows. Senator Galvano has the scoop, just in case. We’ve got seven more days. All of the stories were marked by one central tenet: a firm responsibility toward others and doing what is right, no matter what the personal cost. It is from these studies that he came to value so deeply the quiet voice of courage that is steadfast in resisting evil. It is a quality we have all seen in the way that you live your life. You, Mr. President, are a man of great resolve and intelligence, a little quirky or a lot quirky, very humorous but always uber loyal. For that, each of us is grateful.

In your designation speech, you committed to make sure everyone has an opportunity to be heard. You have fulfilled this commitment to us as Senators. You have given the Floridians a true voice, diverse at times, but united in one true aim of doing what is best for those we all serve. That speech also laid out guiding policy principles that address universities, environmental crises, juvenile justice, and individual rights. From these principles, you have not wavered. Moreover, we have enacted laws in all of these areas of which we can easily be proud.

Mr. President has quoted many Bible verses to us. Because of the importance of religion to your life, we sought a gift that would be of special personal meaning to you within the context of your faith. Our gift is precious and most rare—a first edition of Bonhoeffer’s *Letters and Papers from Prison*. It was from this volume that the poem you read during your designation speech first appeared. It showed a true window into the true Joe Negron and what you have valued most. It is a complete honor to present this to you.

In closing, I would like to read another brief passage from the book, one that has special meaning to people like us, who through their work, form true bonds of friendship. “Man seeks, in his manhood, not orders, not laws and peremptory dogmas, but counsel from one who is earnest in goodness and faithful in friendship, making man free.” “Distant or near, in joy or in sorrow, each in the other sees his true helper to brotherly freedom.” Mr. President, we are deeply grateful for your sound stewardship of this great office, for what you have done to bring us together, and most importantly, for what you have done for citizens of this great state and for whose interests you have labored so fully and faithfully. Thank you.

Consideration of **CS for CS for CS for SB 1650** was deferred.

On motion by Senator Hutson—

CS for SB 1132—A bill to be entitled An act relating to vessel safety inspection decals; amending s. 327.70, F.S.; providing rulemaking au-

thority to the Fish and Wildlife Conservation Commission regarding expiration and design of safety inspection decals; specifying standards for such rulemaking; providing a maximum period of validity for the decal; specifying that decals issued on or before a specified date are no longer valid after that date; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (959000) (with title amendment)—Delete line 26 and insert:
valid for less than 1 calendar year or more than 5 years and, at a minimum, must meet the

And the title is amended as follows:

Delete line 7 and insert: rulemaking; providing a minimum and maximum period of validity for

Pursuant to Rule 4.19, **CS for SB 1132**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Gibson—

CS for SB 1526—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program; creating s. 1009.894, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing the purpose of the program; authorizing the Legislature to appropriate funds for the program; requiring a historically black college or university to provide a certain amount of matching funds to participate in the program; requiring specified funds to be invested; requiring certain funds to remain in the trust fund; providing that the interest the trust fund earns will be used to provide scholarships to certain students; providing for annual disbursement of the interest, by a specified date; requiring the State Board of Education and Board of Governors of the State University System to adopt rules and regulations, respectively; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1526** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; providing for the name of a child’s guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.01, F.S.; expanding the definition of the term “harm” to encompass infants born under certain circumstances; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child in a timely manner; requiring certain court orders to specify certain deadlines; amending s. 39.402, F.S.; providing that time limitations governing placement of a child in a shelter do not include continuances requested by the court; providing limitations on continuances; providing requirements for parents to achieve reunification with the child; amending s. 39.507, F.S.; requiring the court to advise the parents during an adjudicatory hearing of certain actions that are required to achieve reunification; amending s. 39.521, F.S.; requiring the department to provide copies of the family functioning assessment to certain persons; amending s. 39.522, F.S.; providing conditions for the court to consider the continuity of the child’s placement in the same out-of-home residence before the permanency placement is approved in a postdisposition proceeding to modify custody; amending s. 39.6011, F.S.; requiring a case plan for a child receiving services from the department to include a protocol for parents to achieve reunification with the child; providing that certain action or inaction by a parent may result in termination of parental rights; requiring the department to provide certain information to a parent before signing a case plan; providing a timeframe for referral for services; amending s. 39.6012, F.S.; requiring a case plan to contain certain information; requiring parents or legal guardians to

provide certain information to the department or contracted case management agency and to update the information as appropriate; requiring the parents or legal guardians to make proactive contact with the department or contracted case management agency; amending s. 39.6013, F.S.; requiring the court to consider certain factors when determining whether to amend a case plan; conforming a cross-reference; amending s. 39.621, F.S.; requiring the court to determine certain factors at a permanency hearing; requiring the court to hold permanency hearings within specified timeframes until permanency is determined; amending s. 39.701, F.S.; revising the findings a court must make at a judicial review hearing relating to a child's permanency goal; requiring the department to file a motion to amend a case plan when concurrent planning is used, under certain circumstances; amending s. 39.806, F.S.; specifying that a parent or parents may materially breach a case plan by action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition of the child following termination of parental rights within a specified timeframe; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1650** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 1392—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department's authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar prearrest diversion program in each judicial circuit, rather than at the local level, with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; requiring the Department of Juvenile Justice to annually develop and provide guidelines on civil citation or similar prearrest diversion programs to the judicial circuits; providing requirements for the civil citation or similar prearrest diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar prearrest diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar prearrest diversion program; requiring that a copy of each civil citation or similar prearrest diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil cita-

tion or similar prearrest diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term "diversion program"; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring each law enforcement agency to submit to the Department of Juvenile Justice specified data about juveniles eligible to participate in diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain nonjudicial arrest record unless an exception applies; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1392** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7026** and **SB 7024** was deferred.

On motion by Senator Montford—

CS for SB 632—A bill to be entitled An act relating to vessel registration; amending s. 328.80, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue an electronic certificate of registration for a vessel, to collect electronic mail addresses, and to use electronic mail for certain purposes; amending s. 328.48, F.S.; authorizing a vessel operator to present such electronic certificate for inspection under certain circumstances; providing construction; providing that the person displaying the device assumes the liability for any resulting damage to the device; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 632** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 764—A bill to be entitled An act relating to the Dental Student Loan Repayment Program; creating s. 381.4019, F.S.; establishing the Dental Student Loan Repayment Program to support dentists who practice in public health programs located in certain underserved areas; providing definitions; requiring the Department of Health to establish the loan program; providing for the award of funds; providing the maximum number of years funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 764** was placed on the calendar of Bills on Third Reading.

On motion by Senator Powell—

SB 982—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; providing legislative findings; defining terms; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year for which such reimbursement is sought; requiring the department to pay to the corporation not for profit, and authorizing the corporation not for profit to use, up to a certain percentage of appropriated funds for administrative purposes; requiring

the department to adopt rules; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 982** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

CS for SB 512—A bill to be entitled An act relating to homestead waivers; creating s. 732.7025, F.S.; providing language that may be used to waive spousal homestead rights concerning devise restrictions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 512** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 590** and **SB 1028** was deferred.

On motion by Senator Young—

CS for SB 610—A bill to be entitled An act relating to business filings; amending s. 605.0209, F.S.; authorizing certain persons to correct filed records that contain certain information; providing that a statement of correction filed for certain reasons is not subject to a Department of State fee if delivered within a certain timeframe; amending s. 605.0210, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the entity or its representative; providing notice requirements for the department if the record changes an entity's e-mail or mailing address; amending s. 607.0124 F.S.; authorizing a domestic or foreign corporation to correct certain documents if they contain false, misleading, or fraudulent information; providing that articles of correction filed for certain reasons are not subject to any department fee if delivered within a certain timeframe; amending s. 607.0125, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the entity or its representative; providing notice requirements for the department if the record changes the entity's e-mail or mailing address; amending s. 617.0124, F.S.; authorizing a domestic or foreign corporation to correct certain documents if they contain false, misleading, or fraudulent information; providing that articles of correction filed for certain reasons are not subject to any department fee if delivered within a certain timeframe; amending s. 617.0125, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the domestic or foreign corporation or its representative; providing notice requirements for the department if the record changes the domestic or foreign corporation's e-mail or mailing address; amending s. 620.1206, F.S.; requiring the department to send a notice of the filing of a record through e-mail or send a copy of the document to the mailing address of the limited partnership, foreign limited partnership, or its registered agent; providing notice requirements for the department if the record changes the limited partnership's or foreign limited partnership's e-mail or mailing address; amending s. 620.1207, F.S.; authorizing a limited partnership or foreign limited partnership to correct certain documents if they contain misleading or fraudulent information; providing that a statement of correction filed for certain reasons is not subject to any department fee if delivered within a certain timeframe; amending s. 620.8105, F.S.; requiring the department to send a notice of the filing of a document through e-mail or send a copy of the document to the mailing address of the partnership, limited liability partnership, or its agent; providing notice requirements for the department if the record changes the partnership's or limited liability partnership's e-mail or mailing address; creating s. 620.81054, F.S.; authorizing a partnership or limited liability partnership to correct a document filed by the department within a certain timeframe and under certain circumstances; providing guidelines for correcting a document; providing construction; providing that articles of correction filed for certain reasons are not subject to a department fee if delivered within a certain timeframe; amending ss. 620.1201, 620.1202, 620.1203, 620.1812, and 620.2108,

F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 610** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for CS for SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining the term "employee with fiduciary responsibility"; providing for retroactive application; requiring an agency that is the custodian of certain information to maintain the exempt status of that information only if the current or former public guardians and employees with fiduciary responsibility submit a written request for maintenance of the exemption to the custodial agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 268** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

SB 34—A bill to be entitled An act for the relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agriculture and Consumer Services, formerly known as the Division of Forestry, and the Board of Trustees of the Internal Improvement Trust Fund; providing for an appropriation to compensate Shuler Limited Partnership for costs and fees and for damages sustained to 835 acres of its timber as a result of the negligence, negligence per se, and gross negligence of employees of the Florida Forest Service and their violation of ch. 590, F.S.; providing a limitation on the payment of fees and costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 34** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 280—A bill to be entitled An act relating to telehealth; creating s. 456.4501, F.S.; defining terms; establishing the standard of care for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; providing that telehealth providers, under certain circumstances, are not required to research a patient's history or conduct physical examinations before providing services through telehealth; providing that a nonphysician telehealth provider using telehealth and acting within her or her relevant scope of practice is not deemed to be practicing medicine without a license; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances; providing for construction; requiring the Department of Health to develop and disseminate certain educational materials to specified licensees by a specified date; providing recordkeeping requirements for telehealth providers; providing requirements for patient consent for telehealth treatment; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (883158)—In title, delete line 11 and insert: provider using telehealth and acting within his or her

Pursuant to Rule 4.19, **CS for SB 280**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1046** was deferred.

On motion by Senator Mayfield—

CS for SB 562—A bill to be entitled An act relating to regulation of smoking; amending s. 386.209, F.S.; authorizing municipalities and counties to further restrict smoking within the boundaries of certain public parks and designated facilities; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 562** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bracy—

CS for SB 394—A bill to be entitled An act relating to fire safety; amending s. 633.408, F.S.; requiring the Division of State Fire Marshal to establish specified courses as a part of firefighter and volunteer firefighter training and certification; amending s. 633.508, F.S.; specifying the division's authority to adopt rules for training related to cancer and mental health risks within the fire service; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 394** was placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

SB 168—A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the terms “pet dealer” and “priority invasive species”; providing legislative findings; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing the goal of the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for the capture and disposal of animals that belong to priority invasive species; requiring the commission to submit a report to the Governor and the Legislature by a specified date; requiring animals that belong to certain nonnative species to be implanted with a passive integrated transponder tag before sale, resale, or being offered for sale by a pet dealer; requiring the commission to adopt rules; providing appropriations; providing an effective date.

—was read the second time by title.

Senator Steube moved the following amendment which was adopted:

Amendment 1 (476914) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 379.2311, Florida Statutes, is created to read:

379.2311 Nonnative animal management.—

(1) *As used in this section, the term “priority invasive species” means the following:*

- (a) *Lizards of the genus Tupinambis, also known as tegu lizards;*
- (b) *Species identified in s. 379.372(2)(a);*
- (c) *Pterois volitans, also known as red lionfish; and*
- (d) *Pterois miles, also known as the common lionfish or devil firefish.*

(2) *The Legislature finds that priority invasive species continue to expand their range and to decimate the fauna and flora of the Everglades and other natural areas and ecosystems in the southern and central parts of the state at an accelerating rate. Therefore, the commission shall establish a pilot program to mitigate the impact of priority invasive species on the public lands or waters of this state.*

(a) *The goal of the pilot program is to examine the benefits of using strategically deployed, trained private contractors to slow the advance of priority invasive species, contain their populations, and eradicate them from this state.*

(b) *In implementing the pilot program, the commission may enter into contracts in accordance with chapter 287 with entities or individuals to capture or destroy animals belonging to priority invasive species found on public lands or in the waters of this state. Any private contracted work to be performed on public land or in the waters of the state not owned or managed by the commission must have the consent of the owner.*

(c) *The commission shall ensure that all captures and disposals of animals that belong to these priority invasive species are documented and photographed and that the geographic location of the take is recorded for research purposes. The commission shall direct the disposal of all animals captured and not destroyed in removal efforts.*

(d) *The commission shall submit a report of findings and recommendations regarding its implementation of the pilot program to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2021.*

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the term “priority invasive species”; providing legislative findings; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing the goal of the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for the capture and disposal of animals that belong to priority invasive species; requiring the commission to submit a report to the Governor and the Legislature by a specified date; providing an effective date.

Pursuant to Rule 4.19, **SB 168**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 502—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2018 version of the Internal Revenue Code; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” relating to adjustments related to federal acts; providing legislative findings; requiring the Department of Revenue to establish a workgroup for certain purposes; specifying the composition of the workgroup; requiring the workgroup to consult with the Revenue Estimating Conference and seek and consider comments from the private sector; requiring the workgroup to submit a specified report to the Governor and Legislature by a specified date; requiring the workgroup to submit status reports to appropriate legislative committees on specified dates; providing for retroactive operation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 502** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for SB 450—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; defining the term “peer specialist”; amending s. 394.4572, F.S.; requiring a specific level of screening for peer specialists working in mental health programs and facilities; amending s. 394.4573, F.S.; specifying that the use of peer specialists for recovery support is an essential element of a coordinated system of behavioral health care; amending s. 397.311, F.S.; defining the term “peer specialist”; amending s. 397.4073, F.S.; conforming provisions to changes made by the act; creating s. 397.417, F.S.; providing legislative findings and intent; authorizing a person to seek

certification as a peer specialist if he or she meets specified qualifications; requiring a background screening, completion of a training program, and a passing score on a competency exam for a qualified person to obtain certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and be based on current practice standards; requiring the department to certify peer specialists directly or by designating a nonprofit certification organization; requiring that a person providing peer specialist services be certified or supervised by a licensed behavioral health care professional or a certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists to meet the requirements of a background screening as a condition of employment and continued employment; authorizing the department or the Agency for Health Care Administration to require by rule that fingerprints be submitted electronically to the Department of Law Enforcement; authorizing the department or the agency to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying offenses to be considered in the background screening of a peer specialist; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that all peer specialists certified as of the effective date of this act are recognized as having met the requirements of this act; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, and 744.2007, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was read the second time by title.

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

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (156982) (with directory amendment)—Between lines 134 and 135 insert:

(1) PERSONNEL BACKGROUND CHECKS; REQUIREMENTS AND EXCEPTIONS.—

(f) Service provider personnel who request an exemption from disqualification must submit the request within 30 days after being notified of the disqualification. If 5 years or more have elapsed since the most recent disqualifying offense, service provider personnel may work with adults with *mental health* or substance use disorders or *co-occurring disorders* under the supervision of a qualified professional licensed under chapter 490 or chapter 491 or a master's-level-certified addictions professional until the agency makes a final determination regarding the request for an exemption from disqualification.

And the directory clause is amended as follows:

Delete line 132 and insert:

Section 5. Paragraph (f) of subsection (1) and paragraphs (b) and (c) of subsection (4) of

Pursuant to Rule 4.19, **CS for SB 450**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

CS for SB 654—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s. 1003.481, F.S.; extending the scheduled expiration of the pilot program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 654** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for CS for SB 710—A bill to be entitled An act relating to the Prescription Drug Donation Repository Program; creating s. 465.1902, F.S.; providing a short title; creating the Prescription Drug Donation Repository Program within the Department of Health; providing a purpose for the program; authorizing the department to contract with a third party to implement and administer the program; providing definitions; specifying entities that are eligible donors; providing criteria for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid under specified conditions and are not program eligible; prohibiting the donation of certain drugs pursuant to federal restrictions; authorizing repositories to refuse to accept donations of prescription drugs or supplies; providing inspection, inventory, and storage requirements for centralized and local repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a local repository to notify the centralized repository within a specified timeframe after receiving a donation of prescription drugs or supplies; authorizing a centralized repository to redistribute prescription drugs or supplies; requiring local repositories to notify the department regarding participation in the program; providing conditions for dispensing donated prescription drugs and supplies to eligible patients; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs in the event of a drug recall; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating local repositories and available donated prescription drugs and supplies; providing immunity from civil and criminal liability for participants under certain circumstances; specifying certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; specifying direct-support organization purposes and objectives; prohibiting such direct-support organization from lobbying and specifying that such direct-support organization is not a lobbying firm; specifying that the direct-support organization must operate under contract with the department; specifying required contract terms; providing for the direct-support organization board of directors; specifying the membership of such board; specifying requirements relating to a direct-support organization's use of department property; specifying requirements for the deposit and use of funds by the direct-support organization; providing for annual audits of a direct-support organization; providing for future legislative review and repeal; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive the patient eligibility requirements of s. 465.1902, F.S., during a declared state of emergency; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 710** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

SB 674—A bill to be entitled An act relating to steroid use in racing greyhounds; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples taken from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 674** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 1018—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; revising the term “eligible telecommunications carrier”; authorizing the Public Service Commission to designate any commercial mobile radio service provider as an eligible telecommunications carrier for the purpose of providing Lifeline service; deleting a provision requiring carriers to allow subscribers to demonstrate continued eligibility for

Lifeline service under certain conditions; requiring subscribers to furnish proof of eligibility upon request from the carrier or the Federal Communications Commission or its designee; revising the carriers that may provide Lifeline service; revising Lifeline service eligibility; deleting obsolete provisions; revising the entities with which the commission may exchange certain information; amending s. 364.107, F.S.; revising the entities to which certain information relating to Lifeline service eligibility may be released; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1018** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1528** was deferred.

On motion by Senator Bracy—

CS for SB 1552—A bill to be entitled An act relating to juvenile justice; amending s. 320.08058, F.S.; allowing the Department of Highway Safety and Motor Vehicles to distribute proceeds from the Invest in Children license plate annual use fee on a statewide basis; amending s. 985.03, F.S.; replacing the term “nonsecure detention” with the term “supervised release detention”; defining the term “supervised release detention”; amending ss. 985.037, 985.039, and 985.101, F.S.; conforming provisions to changes made by the act; amending s. 985.24, F.S.; deleting provisions authorizing the Department of Juvenile Justice to develop evening reporting centers; conforming provisions to changes made by the act; amending s. 985.245, F.S.; revising risk assessment instrument considerations; conforming provisions to changes made by the act; amending s. 985.25, F.S.; deleting a provision requiring mandatory detention for children taken into custody on three or more separate occasions within a 60-day period; amending s. 985.255, F.S.; revising the circumstances under which a continued detention status may be ordered; amending s. 985.26, F.S.; requiring the department to hold a prolific juvenile offender in secure detention pending a detention hearing following a violation of nonsecure detention; amending s. 985.26, F.S.; revising the definition of the term “disposition”; conforming provisions to changes made by the act; amending ss. 985.265 and 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.439, F.S.; deleting an authorization for placement of a child in a consequence unit in certain circumstances; allowing a child who violates conditions of probation to be detained or released based on the results of the detention risk assessment instrument; conforming provisions to changes made by the act; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may file an information against the child for prosecution as an adult; amending s. 985.601, F.S.; conforming provisions to changes made by the act; amending s. 985.672, F.S.; requiring the board of directors of the department’s direct-support organization to be appointed according to the organization’s bylaws; deleting the scheduled repeal of provisions governing the direct-support organization established by the department; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1552** was placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

SB 752—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Childhood Cancer Awareness license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to develop a Childhood Cancer Awareness license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 752** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1360** was deferred.

On motion by Senator Gibson—

CS for SB 1528—A bill to be entitled An act relating to trust funds; creating s. 20.151, F.S.; creating the Historically Black Colleges and Universities Matching Endowment Scholarship Trust Fund within the Department of Education; providing for the purpose of the trust fund and source of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1528** was placed on the calendar of Bills on Third Reading.

CS for SB 1282—A bill to be entitled An act relating to residential property insurance; amending s. 627.7011, F.S.; revising a mandatory homeowner’s insurance policy disclosure regarding the absence of law and ordinance and flood insurance coverage; requiring insurers issuing such policies to include the disclosure with the policy documents upon the initial issuance of the policy and each renewal; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1282**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1011** was withdrawn from the Committees on Banking and Insurance; Community Affairs; and Rules.

On motion by Senator Taddeo—

CS for CS for HB 1011—A bill to be entitled An act relating to homeowner’s insurance policy disclosures; amending s. 627.7011, F.S.; providing and revising homeowner’s insurance policy disclosure requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 1282** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1011** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

SB 1424—A bill to be entitled An act relating to court-ordered treatment programs; amending s. 394.47891, F.S.; providing that veterans who were discharged or released under any condition, individuals who are current or former United States Department of Defense contractors, and individuals who are current or former military members of a foreign allied country are eligible in a certain Military Veterans and Servicemembers Court Program; amending s. 948.08, F.S.; authorizing a person who is charged with a certain felony and identified as a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to be eligible for voluntary admission into a pretrial veterans’ treatment intervention program under certain circumstances; amending s. 948.16, F.S.; authorizing a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country and who is charged with a misdemeanor to be eligible for voluntary admission into a misdemeanor pretrial veterans’ treatment intervention program under certain circumstances; amending s. 948.21, F.S.; authorizing the court to impose a condition requiring a probationer or community controllee who is a veteran discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to participate in a certain treatment program under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1424** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

CS for SB 566—A bill to be entitled An act relating to unlawful detention by a transient occupant; amending s. 82.045, F.S.; revising factors that establish a person as a transient occupant of residential property; specifying circumstances when a transient occupancy terminates; providing that a transient occupancy is not extended by the presence of personal belongings of a former transient occupant; requiring the party entitled to possession of a dwelling to allow a former transient occupant to recover personal belongings at reasonable times and under reasonable conditions; specifying a reasonable time to recover personal belongings; authorizing a party entitled to possession of the dwelling, under certain circumstances, to impose additional conditions on access to the dwelling or personal belongings; providing a presumption of when a former transient occupant has abandoned his or her personal belongings; providing circumstances in which the period for recovering personal belongings may be extended or shortened; authorizing a former transient occupant, under certain circumstances, to bring a civil action for damages or recovery of personal belongings; requiring a court to award the prevailing party reasonable attorney fees and costs; providing construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 566** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

SB 1248—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Coastal Conservation Association license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was read the second time by title.

Senator Rouson moved the following amendment:

Amendment 1 (546002) (with directory and title amendments)—Between lines 21 and 22 insert:

(48) LIVE THE DREAM LICENSE PLATES.—

(a) The department shall develop a Live the Dream license plate as provided in this section. Live the Dream license plates must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Live the Dream” must appear at the bottom of the plate.

(b) The proceeds of the annual use fee shall be distributed to the Dream Foundation, Inc. The Dream Foundation, Inc., shall retain the first \$60,000 in proceeds from the annual use fees as reimbursement for administrative costs, startup costs, and costs incurred in the approval process. Thereafter, up to 25 percent shall be used for continuing promotion and marketing of the license plate and concept. The remaining funds shall be used in the following manner:

1. A maximum of 5 percent of the proceeds from the annual use fees may be used to administer the license plate program.

2. A maximum of 5 percent of the proceeds from the annual use fees may be used for continuing promotion and marketing of the license plate.

3.1. Thirty ~~Twenty-five~~ percent of the annual use fees shall be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs that provide research, care, and treatment for sickle cell disease.

4.2. Thirty ~~Twenty-five~~ percent of the annual use fees shall be distributed to the Florida chapter of the March of Dimes for programs and services that improve the health of babies through the prevention of birth defects and infant mortality.

5.3. At least 12.5 ~~Ten~~ percent shall be distributed to the Florida Association of Healthy Start Coalitions to decrease racial disparity in

infant mortality and to increase healthy birth outcomes. Funding will be used by local Healthy Start Coalitions to provide services and increase screening rates for high-risk pregnant women, children under 4 years of age, and women of childbearing age.

6.4. At least 12.5 ~~Ten~~ percent shall be distributed to the *Chapman Partnership, Inc., Community Partnership for Homeless, Inc.*, for programs that provide relief from poverty, hunger, and homelessness.

7.5 Up to 5 ~~Five~~ percent of the proceeds shall be distributed by the department on behalf of the *Dream Foundation, Inc., to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc. as a royalty for the use of the image of Dr. Martin Luther King, Jr used by the foundation for administrative costs directly associated with operations as they relate to the management and distribution of the proceeds.*

And the directory clause is amended as follows:

Delete lines 19-20 and insert:

Section 2. Subsection (48) of section 320.08058, Florida Statutes, is amended, and subsection (84) is added to that section, to read:

And the title is amended as follows:

Delete line 8 and insert: from the sale of the plates; revising the distribution of the proceeds for the Live the Dream license plate; providing an effective

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

Senator Rouson moved the following substitute amendment which was adopted:

Amendment 2 (867068) (with title amendment)—Delete lines 19-43 and insert:

Section 2. Subsection (48) of section 320.08058, Florida Statutes, is amended, and subsection (84) is added to that section, to read:

320.08058 Specialty license plates.—

(48) LIVE THE DREAM LICENSE PLATES.—

(a) The department shall develop a Live the Dream license plate as provided in this section. Live the Dream license plates must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Live the Dream” must appear at the bottom of the plate.

(b) The proceeds of the annual use fee shall be distributed to the Dream Foundation, Inc., ~~to The Dream Foundation, Inc., shall retain the first \$60,000 in proceeds from the annual use fees as reimbursement for administrative costs, startup costs, and costs incurred in the approval process. Thereafter, up to 25 percent shall be used for continuing promotion and marketing of the license plate and concept. The remaining funds shall be used in the following manner:~~

1. Up to 5 percent may be used to administer, promote, and market the license plate.

2.1. At least 30 ~~Twenty-five~~ percent shall be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs that provide research, care, and treatment for sickle cell disease.

3.2. At least 30 ~~Twenty-five~~ percent shall be distributed to the Florida chapter of the March of Dimes for programs and services that improve the health of babies through the prevention of birth defects and infant mortality.

4.3. At least 15 ~~Ten~~ percent shall be distributed to the Florida Association of Healthy Start Coalitions to decrease racial disparity in infant mortality and to increase healthy birth outcomes. Funding will be used by local Healthy Start Coalitions to provide services and increase screening rates for high-risk pregnant women, children under 4 years of age, and women of childbearing age.

~~5.4. At least 15 Ten percent shall be distributed to Chapman the Community Partnership for Homeless, Inc., for programs that provide relief from poverty, hunger, and homelessness.~~

6. Up to 5 percent may be distributed by the department on behalf of The Dream Foundation, Inc., to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., as a royalty for the use of the image of Dr. Martin Luther King, Jr.

~~5. Five percent of the proceeds shall be used by the foundation for administrative costs directly associated with operations as they relate to the management and distribution of the proceeds.~~

(84) COASTAL CONSERVATION ASSOCIATION LICENSE PLATES.—

(a) The department shall develop a Coastal Conservation Association license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Conserve Florida’s Fisheries” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Coastal Conservation Association Florida, a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to be used as follows:

1. Up to 10 percent of the proceeds may be used for administrative costs.

2. Up to 10 percent of the proceeds may be used to promote and market the plate.

3. The remainder of the proceeds shall be used to support the mission and efforts of Coastal Conservation Association Florida for habitat enhancement and restoration, saltwater fisheries conservation, and education; to advise the public on the conservation of marine resources; and to promote and enhance the present and future availability of those coastal resources for the benefit and enjoyment of the general public.

Section 3. By November 1, 2018, the annual use fees withheld by the Department of Highway Safety and Motor Vehicles from the sale of the Live the Dream specialty license plate shall be used first to satisfy all outstanding royalty payments due to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., for the use of the image of Dr. Martin Luther King, Jr. All remaining funds shall be distributed to the sub-recipients on a pro rata basis according to the percentages specified in s. 320.08058(48), Florida Statutes.

And the title is amended as follows:

Delete line 8 and insert: from the sale of the plates; revising the distribution and use of the proceeds for the Live the Dream license plate; requiring, by a specified date, the annual use fees withheld by the department from the sale of the Live the Dream specialty license plate to be used first to satisfy all outstanding royalty payments due to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., for the use of the image of Dr. Martin Luther King, Jr.; requiring all remaining funds to be distributed to the subrecipients on a pro rata basis according to the percentages specified in s. 320.08058(48), F.S.; providing an effective

Pursuant to Rule 4.19, **SB 1248**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 160—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; deleting the annual use fee for the Donate Organs-Pass It On license plate; establishing an annual use fee for certain specialty license plates; conforming cross-references; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; deleting the Donate Organs-Pass It On license plate; revising the design of the Lighthouse Association license plate; revising the use of fees for the In God We Trust license plates; revising the distribution of proceeds for the Fallen Law Enforcement Officers license plate; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for dis-

tribution and use of fees collected from the sale of such plates; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 160** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1316** was deferred.

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

BILLS ON THIRD READING

Consideration of **SB 800**, **SB 162**, **CS for SB 1048**, **CS for HB 55**, and **SB 1078** was deferred.

SB 1370—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; repealing s. 20.142(5), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1370**, pursuant to Rule 3.11(3), there being no objection, **HB 7051** was withdrawn from the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

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

HB 7051—A bill to be entitled An act relating to trust funds; re-creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services without modification; amending s. 20.142, F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—a companion measure, was substituted for **SB 1370** and read the second time by title.

On motion by Senator Book, by two-thirds vote, **HB 7051** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—34

Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Farmer	Powell	Young
Flores	Rader	
Gainer	Rodriguez	

Nays—None

Vote after roll call:

Yea—Braynon, Mayfield

CS for CS for SB 164—A bill to be entitled An act relating to mammography; amending s. 404.031, F.S.; defining the term “mammography”; amending s. 404.22, F.S.; conforming a change made by the

act; creating s. 404.221, F.S.; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 164**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 735** was withdrawn from the Committees on Health Policy; and Rules.

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

CS for CS for HB 735—A bill to be entitled An act relating to mammography; creating s. 381.933, F.S.; defining the terms “facility,” “mammography,” and “mammography report”; requiring facilities performing mammography to include certain information in a summary of the mammography report which must be provided to each patient; providing applicability; providing for future repeal; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 164** and read the second time by title.

On motion by Senator Grimsley, by two-thirds vote, **CS for CS for HB 735** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

By direction of the President, by unanimous consent—

SB 1776—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Bradley, **SB 1776** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Perry
Bean	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hukill	Simpson
Braynon	Hutson	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Farmer	Montford	Taddeo

Thurston

Torres

Young

Nays—1

Passidomo

CS for SB 174—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term “significant change”; revising the department’s reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department’s report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; providing effective dates.

—was read the third time by title.

On motion by Senator Hukill, **CS for SB 174** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Taddeo
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Bradley

CS for CS for HB 455—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust

company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 658.67, F.S.; revising instances during which a bank may not own certain stock, obligations, and other securities; providing an effective date.

—was read the third time by title.

On motion by Senator Thurston, **CS for CS for HB 455** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Taddeo
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Bradley

HB 545—A bill to be entitled An act relating to the prohibition against contracting with scrutinized companies; amending s. 287.135, F.S.; prohibiting a company that is on the Scrutinized Companies that Boycott Israel List or that is engaged in a boycott of Israel from bidding on, submitting a proposal for, or entering into or renewing a contract with an agency or local governmental entity for goods or services of any amount; providing exceptions; requiring such contracts entered into or renewed on or after July 1, 2018, to include a provision authorizing termination in specified circumstances; requiring a company to provide a specified certification before submitting a bid or proposal for or entering into or renewing such contracts; providing for preemption of agency or local governmental entity ordinances and rules involving such contracts; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **HB 545** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Young
Flores	Powell	

Nays—1

Torres

Vote after roll call:

Yea—Garcia

Consideration of **CS for SB 894** was deferred.

CS for HB 755—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to the Nationwide Public Safety Broadband Network held by an agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for HB 755** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

SB 1398—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1398**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7069** was withdrawn from the Committees on Appropriations Subcommittee on Higher Education; and Appropriations.

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

CS for HB 7069—A bill to be entitled An act relating to trust funds; re-creating the Florida ABLE Program Trust Fund within the State Board of Administration without modification; repealing s. 1009.988(3), F.S., relating to the Florida ABLE Program Trust Fund; abrogating provisions relating to the termination of the trust fund, to conform; providing a contingent effective date.

—a companion measure, was substituted for **SB 1398** and read the second time by title.

On motion by Senator Benacquisto, by two-thirds vote, **CS for HB 7069** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—37

Baxley	Campbell	Hutson
Bean	Farmer	Lee
Benacquisto	Flores	Mayfield
Book	Gainer	Montford
Bracy	Galvano	Passidomo
Bradley	Garcia	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader
Broxson	Hukill	Rodriguez

Rouson	Steube	Torres
Simmons	Stewart	Young
Simpson	Taddeo	
Stargel	Thurston	

Nays—None

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., relating to the exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and for other court actions related to the injunction which are held by clerks of the court and law enforcement agencies; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **SB 7004** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

HB 7013—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 68.083, F.S., relating to an exemption from public record requirements for the complaint and information held by the Department of Legal Affairs pursuant to an investigation of a violation of the Florida False Claims Act; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **HB 7013** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 595.409, F.S., re-

lating to an exemption from public record requirements for personal identifying information of an applicant for or participant in a school food and nutrition service program; removing applicability of the exemption to such information held by the Department of Children and Families; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **HB 7011** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

HB 7041—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 112.324, F.S., which provides an exemption from public records and public meetings requirements for certain records held by, and meetings conducted by, the Commission on Ethics, a Commission on Ethics and Public Trust established by any county or any municipality, or by any county or municipality that has established a local investigatory process to enforce more stringent standards of conduct and disclosure requirements than required by law; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **HB 7041** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Galvano	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hukill	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

Vote after roll call:

Yea—Garcia

SB 1078—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information;

providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1078**, pursuant to Rule 3.11(3), there being no objection, **HB 7053** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

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

HB 7053—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for specified United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other related confidential or exempt information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1078** and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **HB 7053** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 894—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term “business purpose loan”; amending s. 494.00115, F.S.; defining the term “hold himself or herself out to the public as being in the mortgage lending business”; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; re-enacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 894**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 935** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

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

CS for HB 935—A bill to be entitled An act relating to mortgage regulation; amending s. 494.001, F.S.; defining the term “business purpose loan”; amending s. 494.00115, F.S.; defining the term “hold himself or herself out to the public as being in the mortgage lending business”; amending s. 494.0025, F.S.; prohibiting the misrepresentation of a residential mortgage loan as a business purpose loan; re-enacting s. 494.0018, F.S., relating to penalties, to incorporate the amendment made to s. 494.0025, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 894** and read the second time by title.

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

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 1, 2018: CS for SB 382, CS for SB 434, CS for SB 942, CS for SB 872, CS for CS for SB 740, CS for CS for CS for SB 1650, CS for SB 1132, CS for SB 1526, CS for CS for SB 1392, CS for SB 7026, SB 7024, CS for SB 632, CS for SB 764, SB 982, CS for SB 512, CS for CS for SB 590, SB 1028, CS for SB 610, CS for CS for CS for SB 268, SB 34, CS for SB 280, CS for SB 1046, CS for SB 562, CS for SB 394, SB 168, CS for SB 502, CS for SB 450, CS for SB 654, CS for CS for SB 710, SB 674, CS for CS for SB 1018, CS for SB 1528, CS for SB 1552, SB 752, CS for CS for SB 1360, CS for SB 1282, SB 1424, CS for SB 566, SB 1248, CS for SB 160, SB 992, CS for SB 1646, SB 1712.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Rules recommends the following pass: CS for CS for SB 376; CS for CS for SB 858; SB 1340; SB 1344; SB 1346; SB 1500; SB 1940

The bills were placed on the Calendar.

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 310

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

The Committee on Appropriations recommends committee substitutes for the following: SB 18; SB 138; CS for SB 324; CS for SB 1144; SB 1156; SB 1328

The Committee on Rules recommends committee substitutes for the following: CS for SB 520; CS for SB 622; CS for CS for SB 920; SB 1342; CS for CS for SB 1876

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 846; CS for SB 1232

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Rules—

SB 7028—A bill to be entitled An act relating to ratification of Department of Elderly Affairs rules; ratifying a specified rule relating to emergency environmental control for assisted living facilities for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Rules—

SB 7030—A bill to be entitled An act relating to ratification of Agency for Health Care Administration rules; ratifying a specified rule relating to emergency environmental control for nursing homes for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact on or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Braynon—

CS for SB 18—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on attorney fees; providing an effective date.

By the Committee on Appropriations; and Senators Book, Hutson, and Perry—

CS for SB 138—A bill to be entitled An act relating to perinatal mental health; providing a short title; creating s. 383.014, F.S.; requiring the Department of Health to establish and maintain a toll-free hotline accessible to the general public and a toll-free hotline accessible to health care providers; requiring the department to create public service announcements to educate the public on perinatal mental health care; requiring the department to encourage certain health care providers to attend continuing medical education courses on perinatal mental health care; amending s. 383.318, F.S.; revising components that are included in the postpartum evaluation and followup care required to be provided by birth centers to include a mental health screening and the provision of certain information on postpartum depression; amending s. 395.1053, F.S.; requiring hospitals that provide birthing services to provide the same postpartum evaluation and followup care that is required to be provided by birth centers; providing an appropriation, providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Steube and Baxley—

CS for CS for SB 310—A bill to be entitled An act relating to threats to kill or do great bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do great bodily injury in a writing or other record and transmitting that threat in any manner that would allow another person to view the threat; deleting requirements that a threat be sent to a specific recipient to be prohibited; revising a criminal penalty; exempting certain providers of services from liability; amending s. 921.0022, F.S.; revising the ranking of the offense of making written threats to kill or do great bodily injury on the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 794.056(1) and 938.085, F.S., relating to the Rape Crisis Program Trust Fund and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made to s. 836.10, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Young—

CS for CS for SB 324—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for impact fees; prohibiting the application of impact fee provisions to water and sewer connection fees; providing an effective date.

By the Committees on Rules; and Health Policy; and Senators Young and Campbell—

CS for CS for SB 520—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Rules; and Appropriations; and Senators Grimsley and Bean—

CS for CS for SB 622—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; providing that a designated facility owned or operated by a public health trust and located within the boundaries of a municipality is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 381.915, F.S.; increasing the number of years that a cancer center may participate in Tier 3 of the Florida Consortium of National Cancer Institute Centers Program; increasing the number of years after qualification that a certain Tier 3 cancer center may pursue specified NCI designations; amending s. 383.313, F.S.; requiring a birth center to be federally certified and meet specified requirements to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions to remove the term “mobile surgical facility”; conforming a cross-reference; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; re-

pealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; requiring the agency to adopt rules establishing standards for pediatric cardiac catheterization and pediatric cardiovascular surgery programs located in licensed hospitals; providing requirements for such programs; establishing minimum standards for rules for such pediatric cardiac programs; requiring hospitals with pediatric cardiac programs to participate in the clinical outcome reporting systems; revising duties and membership of the pediatric cardiac technical advisory panel; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager's license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms "emergency care hospital," "essential access community hospital," "inactive rural hospital bed," and "rural primary care hospital"; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term "hospital" to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.; requiring that a license issued to a home health agency on or after a specified date specify the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption; amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; prohibiting a nurse registry from monitoring, supervising, managing, or training a certain caregiver who is an independent contractor; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider's hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term "home medical equipment"; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years;

amending s. 408.036, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions relating to certificate of need requirements for specified services; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons and the American College of Cardiology for the collection of certain data for publication on the agency's website for certain purposes; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term "clinical laboratory"; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term "relative" for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term "publicly traded corporation"; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider constitutes abuse and neglect; clarifying that the agency may impose a fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency's authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms "assisted living facility" and "personal services"; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property used as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care; defining the term "adequate and appropriate health care"; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident's records in an investigation of resident's rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background in-

vestigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare program, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner's office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner's office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms "clinical laboratory" and "clinical laboratory examination"; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; repealing s. 641.75, F.S., relating to immunity from liability and limitation on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.802, 409.9116, 409.975, 429.19, 456.001, 456.057, 456.076, 458.307, 458.345, 459.021, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 1009.65, and 1011.52, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Appropriations; and Commerce and Tourism; and Senators Bradley and Braynon—

CS for CS for CS for SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to federal law; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing require-

ments for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Perry—

CS for CS for SB 1144—A bill to be entitled An act relating to permit fees; amending ss. 125.56 and 166.222, F.S.; requiring the governing bodies of counties and municipalities to post their permit and inspection fee schedules and building permit and inspection utilization reports on their websites; amending s. 553.80, F.S.; requiring certain governing bodies of local governments to post their building permit and inspection utilization reports on their websites by a specified date; providing reporting requirements; providing an effective date.

By the Committee on Appropriations; and Senator Perry—

CS for SB 1156—A bill to be entitled An act relating to missing persons; amending s. 683.231, F.S.; abrogating the scheduled repeal of provisions relating to a citizen support organization for Florida Missing Children's Day; amending s. 937.041, F.S.; expanding a pilot project for missing persons with special needs from specified counties to statewide, through regional autism centers; requiring each center that opts to join the pilot project to distribute personal devices to aid search-and-rescue efforts; requiring that participants be selected based on criteria developed by the respective participating centers; revising the requirements for personal devices used in the pilot project; deleting a reporting requirement; delaying the scheduled repeal of the pilot project; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senator Perry—

CS for SB 1328—A bill to be entitled An act relating to affordable housing; amending ss. 125.379 and 166.0451, F.S.; revising the criteria that counties and municipalities must use when evaluating real property as part of their inventory for disposal of lands; providing that, as long as a parcel is in an area suitable for residential development, it may be found to be suitable for use as affordable housing, even if the parcel does not meet certain other criteria; amending s. 163.31801, F.S.; requiring that additional information be submitted by specified entities when submitting their annual financial reports; amending ss. 253.0341, 337.25, and 373.089, F.S.; revising the procedures under which the Board of Trustees of the Internal Improvement Trust Fund, the Department of Transportation, and the water management districts must dispose of nonconservation surplus lands; amending s. 420.507, F.S.; authorizing the Florida Housing Finance Corporation to take one or more specified actions against any applicant or affiliate of an applicant upon a determination of good cause and after service of an administrative complaint and adequate notice; defining the term "good cause"; authorizing the corporation to require, as a condition of financing a multifamily rental project, which may include allocating competitive low-income housing tax credits, that a certain agreement be recorded in the official records of the county where the real property is located; providing requirements for the term of such agreement; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; creating s. 420.56, F.S.; providing legislative intent; providing a process for certain entities to dispose of surplus lands for use as affordable housing; creating s. 420.57, F.S.; creating the Hurricane Housing Recovery Program to provide funds for certain affordable

housing recovery efforts; requiring the corporation to administer the program and allocate resources to local governments that meet certain criteria; specifying requirements for receiving and using funds; requiring participating local governments to submit a report; requiring the corporation to compile the reports and submit them to the Legislature; creating the Rental Recovery Loan Program to provide funds for additional rental housing due to specified impacts; providing a rationale for the program; authorizing the corporation to adopt rules to administer specified provisions; authorizing the corporation to adopt emergency rules; providing legislative findings; providing that the corporation is not required to make specified findings; exempting the emergency rules from a specified provision; requiring the emergency rules to remain in effect for a specified period after adoption; authorizing the emergency rules to be renewed during the pendency of procedures to adopt rules addressing the subject of the emergency rules; amending s. 420.9071, F.S.; revising the definition of the term "local housing incentive strategies"; amending s. 423.02, F.S.; exempting housing projects, including certain property, of housing authorities or their nonprofit instrumentalities from all taxes, user fees, and special assessments of the state or any city, town, county, or political subdivision of the state; providing that, in lieu of such taxes, user fees, or special assessments, a housing authority or its nonprofit instrumentality may agree to make payments to any city, town, county, or political subdivision of the state for services, improvements, or facilities furnished by such city, town, county, or political subdivision for the benefit of a housing project owned by the housing authority or its nonprofit instrumentality; creating s. 553.7923, F.S.; providing a local permit approval process for affordable housing; providing an effective date.

By the Committee on Rules; and Senator Benacquisto—

CS for SB 1342—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68, 554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

By the Committees on Rules; Appropriations; and Health Policy; and Senator Young—

CS for CS for CS for SB 1876—A bill to be entitled An act relating to trauma services; amending ss. 318.14, 318.18, and 318.21, F.S.; requiring that moneys received from specified penalties be allocated to certain trauma centers by a calculation that uses the Agency for Health Care Administration's hospital discharge data; amending s. 395.4001, F.S.; defining and redefining terms; conforming a cross-reference; amending s. 395.402, F.S.; revising legislative intent; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an existing Level II trauma center as a new pediatric trauma center or from designating an existing Level II trauma center as a Level I trauma center in a trauma service area that already has an existing Level I or pediatric trauma center; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; author-

izing the council to submit certain recommendations to the department; providing for the membership of the council; requiring the council to meet no later than a specified date and to meet at least quarterly; amending s. 395.4025, F.S.; conforming provisions to changes made by the act; requiring the department to periodically prepare an analysis of the state trauma system using the agency's hospital discharge data and specified population data; specifying contents of the report; requiring the department to make available all data, formulas, methodologies, calculations, and risk adjustment tools used in preparing the data in the report; requiring the department to notify each acute care general hospital and local and regional trauma agency in a trauma service area that has an identified need for an additional trauma center that the department is accepting letters of intent; prohibiting the department from accepting a letter of intent and from approving an application for a trauma center if there is not statutory capacity for an additional trauma center; revising the department's review process for hospitals seeking designation as a trauma center; authorizing the department to approve certain applications for designation as a trauma center if specified requirements are met; providing that a hospital applicant that meets such requirements must be ready to operate in compliance with specified trauma standards by a specified date; deleting a provision authorizing the department to grant a hospital applicant an extension of time to meet certain standards and requirements; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting an applicant from operating as a provisional trauma center until the department has completed its review process and approved the application; requiring a specified review team to make onsite visits to newly operational trauma centers within a certain timeframe; requiring the department, based on recommendations from the review team, to designate a trauma center that is in compliance with specified requirements; deleting the date by which the department must select trauma centers; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards before specified dates are deemed to have met application and operational requirements; requiring the department to designate a certain provisionally approved Level II trauma center as a trauma center if certain criteria are met; prohibiting such designated trauma center from being required to cease trauma operations unless the department or a court determines that it has failed to meet certain standards; providing construction; amending ss. 395.403 and 395.4036, F.S.; conforming provisions to changes made by the act; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; amending ss. 395.401, 408.036, and 409.975, F.S.; conforming cross-references; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to study the department's licensure requirements, rules, regulations, standards, and guidelines for pediatric trauma services and compare them to those of the American College of Surgeons; requiring the office to submit a report of the findings of the study to the Governor, Legislature, and advisory council by a specified date; providing for the expiration of provisions relating to the study; providing for invalidity; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 21, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Boyd, Ahern, Fant, Hager, Moraitis, Pigman, White—

CS for CS for HB 21—A bill to be entitled An act relating to controlled substances; creating s. 456.0301, F.S.; authorizing certain boards to require practitioners to complete a specified board-approved continuing education course to obtain authorization to prescribe controlled substances as part of biennial renewal; providing exceptions; providing course requirements; prohibiting the department from renewing a license of a prescriber under specified circumstances; requiring a licensee to submit confirmation of course completion; providing for each licensing board requiring such continuing education course to include hours of completion with the total hours of continuing education required in certain circumstances; authorizing rulemaking; amending s. 456.072, F.S.; authorizing disciplinary action against practitioners for violating specified provisions relating to controlled substances; amending s. 456.44, F.S.; providing definitions; providing exclusions; providing for the adoption of standards of practice for the treatment of acute pain; providing that failure of a practitioner to follow specified guidelines is grounds for disciplinary action; limiting opioid prescriptions for the treatment of acute pain to a specified period under certain circumstances; authorizing prescriptions for such opioids for an extended period if specified requirements are met; providing requirements for opioid prescriptions for pain other than acute pain; amending ss. 458.3265 and 459.0137, F.S.; requiring certain pain management clinic owners to register approved exemptions with the department; requiring certain clinics to obtain certificates of exemption; providing requirements for such certificates; authorizing rulemaking relating to specified exemptions; amending s. 465.0155, F.S.; providing requirements for pharmacists for the dispensing of controlled substances to persons not known to them; defining the term "proper identification"; amending s. 465.0276, F.S.; prohibiting the dispensing of certain controlled substances in an amount that exceeds a 3-day supply or a medically necessary 7-day supply if certain criteria are met; providing an exception for the dispensing of certain controlled substances by a practitioner to the practitioner's own patients for the medication-assisted treatment of opiate addiction; providing requirements for practitioners for the dispensing of controlled substances to persons not known to them; defining the term "proper identification"; amending s. 893.03, F.S.; conforming the state controlled substances schedule to the federal controlled substances schedule; amending s. 893.04, F.S.; authorizing pharmacist to dispense controlled substances upon receipt of an electronic prescription if certain conditions are met; amending s. 893.055, F.S.; revising and providing definitions; revising requirements for the prescription drug monitoring program; authorizing rulemaking; requiring the department to maintain an electronic system for certain purposes to meet specified requirements; requiring certain information to be reported to the system by a specified time; providing exceptions; specifying direct access to system information; authorizing department to enter into one or more reciprocal agreements or contracts to share prescription drug monitoring information with certain entities; providing requirements for such agreements; authorizing the department to enter into agreements or contracts for secure connections with practitioner electronic systems; requiring specified persons to consult the system for certain purposes within a specified time; providing exceptions to the duty of specified persons to consult the system under certain circumstances; authorizing the department to issue nondisciplinary citations to specified entities for failing to meet certain requirements for the initial instance and to discipline specified entities for subsequently failing to meet such requirements; providing applicability; prohibiting the failure to report the dispensing of a controlled substance as required; providing penalties; authorizing the department to enter into agreements or contracts for specified purposes; providing for the release of information obtained by the system; allowing specified persons to have direct access to information for the purpose of reviewing the controlled drug prescription history of a patient; providing prescriber or dispenser immunity from liability for review of patient history when acting in good faith; providing construction; prohibiting the department from specified uses of funds; authorizing the department to conduct or participate in studies for specified purposes; requiring an annual report to be submitted to the Governor and Legislature by a specified date; providing report requirements; providing exemptions; establishing direct-support organi-

zations for specified purposes; defining the term "direct-support organization"; requiring a direct-support organization to operate under written contract with the department; providing contract requirements; requiring the direct-support organization to obtain written approval from the department for specified purposes; authorizing rulemaking; providing for an independent annual financial audit by the direct-support organization; providing that copies of such audit be provided to specified entities; providing for future repeal of provisions relating to the direct-support organization; amending s. 893.0551, F.S.; revising provisions concerning release of information held by the prescription drug monitoring program; amending s. 893.13, F.S.; correcting cross-references; conforming provisions to changes made by the act; increasing the penalty for an offense; amending s. 893.147, F.S.; prohibiting the use, possession, manufacture, delivery, transportation, advertisement, or retail sale of specified paraphernalia, machines, and counterfeiting materials; providing definitions; providing exceptions to the prohibition; providing penalties; amending ss. 458.331, 459.015, 463.0055, 782.04, 893.135, and 921.0022, F.S.; correcting cross-references; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 351 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Santiago, Asencio, Davis, La Rosa, Payne, Plasencia—

CS for CS for HB 351—A bill to be entitled An act relating to prescription drug pricing transparency; amending s. 465.0244, F.S.; requiring pharmacists to inform customers of certain generically equivalent drug products and whether cost-sharing obligations to such customers exceed the retail price of the prescription; repealing s. 465.1862, F.S., relating to pharmacy benefit manager contracts; creating s. 624.490, F.S.; defining the term "pharmacy benefit manager"; requiring registration of pharmacy benefit managers with the Office of Insurance Regulation; providing registration requirements; requiring the registrant to report changes to certain information by a specified date; requiring the office to issue a registration certificate upon receipt of a completed registration form; providing for expiration of a registration certificate; requiring rulemaking; creating ss. 627.64741, 627.6572, and 641.314, F.S.; defining the terms "maximum allowable cost" and "pharmacy benefit manager"; requiring certain terms in health insurer or health maintenance organization contracts with pharmacy benefit managers; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 667 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Perez, Beshears—

CS for HB 667—A bill to be entitled An act relating to the Beverage Law; amending s. 561.57, F.S.; providing for electronic orders received at a vendor's licensed place of business to be construed as a sale actually made at the vendor's licensed place of business; authorizing a vendor to make certain deliveries in a third-party vehicle under certain circumstances; requiring that the recipient's identity and age be verified and documented at the time of delivery; requiring that deliveries comply with age requirements for selling, giving, or serving alcoholic beverages; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 675 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Brodeur—

CS for HB 675—A bill to be entitled An act relating to pharmacies; amending s. 465.003, F.S.; revising and providing definitions; amending s. 465.004, F.S.; revising the membership of the Board of Pharmacy; amending s. 465.019, F.S.; establishing Class III institutional pharmacies; providing requirements for such pharmacies; conforming provisions to changes made by the act; amending s. 465.0252, F.S.; revising notice requirements to conform to changes made by the act; amending s. 499.003, F.S.; providing and revising definitions; amending s. 499.01, F.S.; authorizing the distribution of medicinal drugs and prepackaged drug products without a specified permit under certain conditions; deleting a provision exempting certain drug repackagers from specified permit requirements; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 681, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Health & Human Services Committee, Insurance & Banking Subcommittee and Representative(s) Donalds, Brown—

CS for CS for CS for HB 681—A bill to be entitled An act relating to protection for vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; providing definitions; authorizing dealers, investment advisers, and associated persons to delay certain transactions or disbursements if such persons reasonably believe certain exploitation of a specified adult has occurred, is occurring, has been attempted, or will be attempted; providing the basis for such reasonable belief; requiring a dealer or investment adviser to provide the Office of Financial Regulation a specified notice at certain timeframes; requiring the Financial Services Commission to adopt a form by rule; requiring the office to submit an annual report to the Governor and Legislature; providing for expiration of such duty to report; specifying notification requirements for dealers, investment advisers, and associated persons placing delays on transactions or disbursements; specifying the expiration of such delays; providing that such delays may be shortened or extended by an agency or court of competent jurisdiction; providing that delays may be terminated by dealers, investment advisers, or associated persons under certain circumstances; specifying when certain records must be shared with the Office of Financial Regulation; providing immunity from civil and administrative liability to dealers, investment advisers, and associated persons for certain actions based on a reasonable belief; providing construction; specifying requirements for dealers and investment advisers in training their associated persons; specifying requirements for recordkeeping; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 689 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Byrd—

CS for CS for HB 689—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; revising a definition; amending s. 465.0125, F.S.; providing licensure requirements for and revising responsibilities of consultant pharmacists; providing a definition; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 819 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Williamson, Donalds, Watson, C.—

CS for HB 819—A bill to be entitled An act relating to truck license taxes; amending s. 320.08, F.S.; revising the circumstances under which certain truck tractors and heavy trucks are eligible for reduced license taxes; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 941 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Moraitis—

CS for CS for HB 941—A bill to be entitled An act relating to administrative procedures; amending s. 110.205, F.S.; revising positions at the Division of Administrative Hearings that are exempt from the Career Service System; amending s. 120.52, F.S.; revising and providing definitions; amending s. 120.54, F.S.; applying certain provisions applicable to all rules other than emergency rules to repromulgated rules; requiring that a proposed rule and material proposed to be incorporated by reference be available to the public; requiring that material proposed to be incorporated by reference be made available in a specified manner; requiring an agency to provide notice of a regulatory alternative to the Administrative Procedures Committee by a certain date; requiring an agency to file copies of certain petitions with the committee; amending s. 120.541, F.S.; requiring an agency to provide a copy of any proposal for a lower cost regulatory alternative to the Administrative Procedures Committee by a certain date; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and repromulgation of rules that do not require substantive changes; requiring an agency to publish a notice of repromulgation in the Florida Administrative Register and file a rule for promulgation with the Department of State within a specified time period; requiring an agency to file a notice of repromulgation with the committee within a specified time period; requiring withdrawal of a rule proposed for repromulgation if the rule is not filed within a specified time period; providing that a repromulgated rule is not subject to challenge as a proposed rule and that certain hearing requirements do not apply; requiring an agency to file a specified number of certified copies of a proposed repromulgated rule and any material incorporated by reference; providing that a repromulgated rule is adopted upon filing with the department and becomes effective after a specified time period; requiring the department to update certain information in the Florida Administrative Code; requiring the department to adopt rules by a certain date; amending s. 120.55, F.S.; providing that the department shall require material incorporated by reference to be filed in a specified manner; requiring the department to include the date of a technical rule change in the Florida Administrative Code; providing that a technical change does not affect the effective date

of a rule; requiring specified rules; amending s. 120.569, F.S.; requiring that certain documents filed with the Division of Administrative Hearings be filed electronically; relieving certain parties from a requirement to serve other certain parties; amending s. 120.65, F.S.; requiring the Administration Commission to select from full-time administrative law judges employed with the division in appointing a division director; removing the requirement that the division director is subject to Senate confirmation; deleting provisions regarding minimum qualifications of the division director and deputy chief administrative law judges; prohibiting an administrative law judge from engaging in the private practice of law during his or her term of office; requiring the Governor and Cabinet to appoint administrative law judges from nominees recommended by a statewide nominating commission unless otherwise provided; specifying the composition and term lengths of members of the commission; providing that meetings and determinations of the commission are open to the public; specifying term lengths of administrative law judges; prescribing procedures for the commission to review a judge's performance before the expiration of a term; requiring the Governor and Cabinet to take certain action regarding a judge after the commission's review; providing for initial appointments of administrative law judges and staggered terms; providing transitional provisions; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 963, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Cortes, B.—

HB 963—A bill to be entitled An act relating to towing and immobilizing fees and charges; amending ss. 125.0103 and 166.043, F.S.; specifying that local governments may enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties or municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term "towing business"; providing exceptions; amending s. 323.002, F.S.; prohibiting counties or municipalities from imposing charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control, or lienholders of vehicles or vessels under certain conditions; providing an exception; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 981 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Olszewski—

HB 981—A bill to be entitled An act relating to electric and hybrid vehicles; requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric and hybrid vehicles make up a certain percentage or more of the total number of vehicles registered in this state; authorizing the commission, in consultation with the Department of Highway Safety and Motor Vehicles, to use certain commercially available data; requiring the commission, in consultation with the Division of Emergency Management, to make an assessment of transportation infrastructure with respect to emergency evacuations

and electric vehicles; specifying requirements for the report; requiring the report to be submitted to the Governor and the Legislature no later than a certain date; authorizing the commission to undertake and complete the review before the specified-percentage threshold is reached, under certain circumstances; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1033 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Toledo, Grant, J.—

CS for CS for HB 1033—A bill to be entitled An act relating to bicycle sharing; creating s. 341.851, F.S.; providing legislative intent; providing definitions; providing requirements for bicycles made available for rental or lease by a bicycle sharing company; requiring bicycle sharing companies, users, or operators to comply with certain regulations; providing company responsibilities; authorizing a local governmental entity to issue certain fines to a bicycle sharing company; prohibiting a local governmental entity, under certain circumstances, from limiting or preventing a bicycle sharing company or any company engaged in the rental of bicycles from operating within its jurisdiction; providing construction; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1069, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Children, Families & Seniors Subcommittee and Representative(s) Hager, Harrell—

CS for CS for CS for HB 1069—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Health and the Agency for Health Care Administration to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.311, F.S.; defining the term "peer specialist"; amending s. 397.4073, F.S.; revising provisions relating to background checks and exemptions from disqualification for certain service provider personnel; requiring the Department of Children and Families to grant or deny an exemption from disqualification within a certain timeframe; authorizing an applicant for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be exempted from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; creating s. 397.417, F.S.; providing qualifications for certification as a peer specialist; requiring the department to develop and implement a training program for individuals seeking certification as peer specialists; authorizing the department to designate certain credentialing entities to certify peer specialists; providing requirements for individuals providing certain recovery support services as peer specialists; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; requiring recovery residences to comply with specified Florida Fire Prevention Code provisions; revising background

screening requirements for owners, directors, and chief financial officers of recovery residences; amending s. 397.4873, F.S.; providing exceptions to limitations on referrals by recovery residences to licensed service providers; providing additional conditions for an exception to limitations on referrals by licensed service providers to their wholly owned subsidiaries; prohibiting recovery residences and specified affiliated individuals from receiving pecuniary benefits from licensed service providers for certain referrals; providing penalties; amending s. 435.07, F.S.; authorizing certain persons to be exempted from disqualification from employment; amending ss. 212.055, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1073, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Hager—

CS for CS for CS for HB 1073—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.64, F.S.; providing that electronic images of warrants, vouchers, or checks in the Division of Treasury are deemed to be original records; revising the applicable medium, from film or print to electronic, in provisions relating to copies and reproductions of records and documents of the division; amending s. 20.121, F.S.; renaming the Bureau of Fire and Arson Investigations within the Division of Investigative and Forensic Services as the Bureau of Fire, Arson, and Explosives Investigations; creating the Bureau of Insurance Fraud and the Bureau of Workers' Compensation Fraud within the division; amending s. 39.6035, F.S.; requiring child transition plans to address financial literacy by providing specified information; amending s. 218.32, F.S.; providing legislative intent to create the Florida Open Financial Statement System; authorizing the Chief Financial Officer to choose contracts to build eXtensible Business Reporting language taxonomies; requiring that local governmental financial statements be filed in XBRL format; amending s. 284.40, F.S.; authorizing the department to disclose certain personal identifying information of injured or deceased employees which is exempt from disclosure under the Workers' Compensation Law to department-contracted vendors for certain purposes; amending s. 284.50, F.S.; requiring safety coordinators of state governmental departments to complete, within a certain timeframe, safety coordinator training offered by the department; requiring certain agencies to report certain return-to-work information to the department; requiring agencies to provide certain risk management program information to the Division of Risk Management for certain purposes; specifying requirements for agencies in reviewing and responding to certain information and communications provided by the division; amending s. 409.1451, F.S.; conforming a provision to changes made by the act; amending s. 414.411, F.S.; replacing the Department of Economic Opportunity with the Department of Education in a list of entities to which a public assistance recipient may be required to provide written consent for certain investigative inquiries and to which the department must report investigation results; amending s. 624.317, F.S.; authorizing the department to conduct investigations of any, rather than specified, agents subject to its jurisdiction; amending s. 624.34, F.S.; conforming a provision to changes made by the act; amending s. 624.4073, F.S.; prohibiting certain officers or directors of insolvent insurers from having direct or indirect control over certain selection or appointment of officers or directors, except under certain circumstances; amending ss. 624.4094, 624.501, 624.509, and 625.071, F.S.; conforming provisions to changes made by the act; amending s. 626.112, F.S.; requiring a managing general agent to hold a currently effective producer license rather than a managing general agent license; amending s. 626.171, F.S.; deleting applicability of licensing provisions as to managing general agents; making a technical change; amending s. 626.202, F.S.; providing that certain applicants are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require these applicants to file fingerprints under certain

circumstances; amending s. 626.207, F.S.; conforming a provision to changes made by the act; amending s. 626.221, F.S.; adding a designation that exempts applicants for licensure as an all-lines adjuster from an examination requirement; amending s. 626.451, F.S.; deleting a requirement for law enforcement agencies and state attorney's offices to notify the department or the Office of Insurance Regulation of certain felony dispositions; deleting a requirement for the state attorney to provide the department or office a certified copy of an information or indictment against a managing general agent; conforming a provision to changes made by the act; amending s. 626.521, F.S.; revising requirements for credit and character reports secured and kept by insurers or employers appointing certain insurance representatives; providing applicability; amending s. 626.731, F.S.; deleting a certain qualification for licensure as a general lines agent; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.744, F.S.; conforming a provision to changes made by the act; amending s. 626.745, F.S.; revising conditions under which service representatives and managing general agents may engage in certain activities; amending ss. 626.7451 and 626.7455, F.S.; conforming provisions to changes made by the act; amending s. 626.752, F.S.; revising a requirement for the Brokering Agent's Register maintained by brokering agents; revising the limit on certain personal lines risks an insurer may receive from an agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.793, F.S.; revising the limit on certain risks that certain insurers may receive from a life agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.798, F.S.; prohibiting specified life agents from modifying the life insurance coverage on the life of a person who is not a family member, except as described; prohibiting a life agent or family member of such agent from serving in specified fiduciary capacities unless such agent or family member meets certain fiduciary conditions; revising definitions; amending s. 626.837, F.S.; revising the limit on certain risks that certain insurers may receive from a health agent within a specified timeframe before the insurer must comply with certain reporting requirements for that agent; amending s. 626.8732, F.S.; deleting a requirement for a licensed nonresident public adjuster to submit a certain annual affidavit to the department; amending s. 626.8734, F.S.; deleting a requirement for a nonresident independent adjuster to submit a certain annual affidavit to the department; amending s. 626.88, F.S.; conforming a provision to changes made by the act; amending s. 626.927, F.S.; revising conditions under which an individual may be licensed as a surplus lines agent solely for the purpose of placing certain coverages with surplus lines insurers; amending s. 626.930, F.S.; revising a requirement relating to the location of a surplus lines agent's surplus lines business records; amending s. 626.9892, F.S.; authorizing the department to pay a specified amount of rewards under the Anti-Fraud Reward Program for information leading to the arrest and conviction of persons guilty of arson; amending s. 633.302, F.S.; revising the duration of the terms of members of the Florida Fire Safety Board; amending s. 633.304, F.S.; revising circumstances under which an inactive fire equipment dealer license is void; specifying the timeframe when an inactive license must be reactivated; specifying that permittees performing certain work on fire equipment may be contracted rather than employed; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.314, F.S.; authorizing fire extinguisher serial numbers to be permanently affixed rather than stamped to the manufacturer's identification plate; amending s. 633.318, F.S.; revising a requirement for a certain proof-of-insurance form to be provided by the insurer rather than the State Fire Marshal; amending s. 633.408, F.S.; specifying prerequisites and retention requirements for a Special Certificate of Compliance that authorizes an individual to serve as an administrative and command head of a fire service provider; amending s. 633.444, F.S.; deleting a requirement for the Division of State Fire Marshal to develop a staffing and funding formula for the Florida State Fire College; amending s. 648.27, F.S.; revising conditions under which a managing general agent must also be licensed as a bail bond agent; conforming a provision to changes made by the act; amending s. 648.34, F.S.; providing that certain individuals applying for bail bond agent licensure are not required to resubmit fingerprints to the department under certain circumstances; authorizing the department to require such individuals to file fingerprints under certain circumstances; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing

legislative findings; providing an appropriation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1187 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Spano—

CS for HB 1187—A bill to be entitled An act relating to guardianship; amending s. 744.2104, F.S.; requiring certain medical, financial, or mental health records or financial audits that are necessary as part of an investigation of a guardian as a result of a complaint filed for certain purposes with a designee of the Office of Public and Professional Guardians to be provided to the Office of Public and Professional Guardians upon that office's request; amending s. 744.368, F.S.; authorizing the clerk of the court to conduct audits and cause the initial and annual guardianship reports to be audited under certain circumstances; requiring the clerk to advise the court of the results of any such audit; prohibiting any fee or cost incurred by the guardian in responding to the review or audit from being paid or reimbursed by the ward's assets if there is a finding of wrongdoing by the court; amending s. 744.3701, F.S.; authorizing the clerk to disclose confidential information to the Department of Children and Families or law enforcement agencies for certain purposes as provided by court order; amending s. 744.444, F.S.; authorizing certain guardians of property to provide confidential information about a ward which is related to an investigation arising under specified provisions to a clerk or to an Office of Public and Professional Guardians investigator conducting such an investigation; providing that any such clerk or Office of Public and Professional Guardians investigator has a duty to maintain the confidentiality of such information; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1285 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Albritton—

HB 1285—A bill to be entitled An act relating to the Florida Business Corporation Act; amending s. 607.512, F.S.; authorizing the omission of certain confidential information from an annual benefit report of a social purpose corporation; amending s. 607.612, F.S.; authorizing the omission of certain confidential information from an annual benefit report of a benefit corporation; amending s. 658.23, F.S.; authorizing the modification of form articles of incorporation to include provisions required for a social purpose or benefit corporation; amending s. 658.30, F.S.; providing that certain provisions of the act extend to financial institutions in certain circumstances; authorizing stockholders, directors, and committees of financial institutions to hold meetings as authorized by the act; amending s. 658.36, F.S.; authorizing a financial institution to approve special stock offering plans notwithstanding provisions of the act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1373 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson—

CS for CS for HB 1373—A bill to be entitled An act relating to medication administration; amending s. 393.506, F.S.; revising training requirements for unlicensed direct service providers to assist with the administration of or to supervise the self-administration of medication under certain circumstances; providing validation requirements for the competency and skills of unlicensed direct service providers; requiring unlicensed direct service providers to complete an annual inservice training course in medication administration and medication error prevention developed by the Agency for Persons with Disabilities; providing construction; requiring the validation and revalidation of competency for certain medication administrations to be performed with an actual client; requiring the agency to adopt rules; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1397 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Albritton—

CS for HB 1397—A bill to be entitled An act relating to the Hardee County Economic Development Authority, Hardee County; amending chapter 2004-394, Laws of Florida, as amended; revising membership of the authority; providing that members shall not be reimbursed for travel and per diem expenses; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1429 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grall, Gruters, Ahern, Albritton, Altman, Burgess, Byrd, Donalds, Fant, Gonzalez, Magar, Massullo, McClain, Metz, Plakon, Rodrigues, Spano, Sullivan, White, Yarborough—

HB 1429—A bill to be entitled An act relating to dismemberment abortion; amending s. 390.011, F.S.; defining the term "dismemberment abortion"; amending s. 390.0111, F.S.; prohibiting dismemberment abortion; providing an exception; providing penalties; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1451 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Grant, M.—

CS for HB 1451—A bill to be entitled An act relating to the Charlotte County Tourist Development Council, Charlotte County; providing an exception to general law; revising membership of the council; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7057 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Appropriations Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Rommel—

CS for CS for HB 7057—A bill to be entitled An act relating to budget transparency; creating s. 215.9851, F.S.; specifying procedures to be followed by certain entities in preparing and approving their operating budgets; requiring certain budget information to be submitted to the legislative appropriations committees; requiring certain entities to establish and maintain a website; requiring certain information to be published on the website; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 28 was corrected and approved.

CO-INTRODUCERS

Senator Brandes—SB 922

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:47 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Friday, March 2 or upon call of the President.



Journal of the Senate

Number 18—Regular Session

Friday, March 2, 2018

CONTENTS

Bills on Third Reading	553
Call to Order	446
Co-Introducers	575
Committee Substitutes, First Reading	565
Executive Business, Appointments	568
Executive Business, Reports	565
House Messages, First Reading	568
Motions	561, 564
Reference Changes, Rule 4.7(2)	567
Reports of Committees	564
Resolutions	446
Special Order Calendar	449

CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—35:

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Farmer	Powell	Young
Flores	Rader	

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, master of the universe in a world very much divided, we stand together. Our strength today comes from our common purpose to heal our grieving state. We ask for your blessings and wisdom, both to the Honorable Senate President, Joe Negron, and our distinguished state Senators.

Let us remember that evil has a long history. In fact, yesterday the Jewish people celebrated the holiday of Purim, and today is celebrated in some places in Israel as Sushan Purim, the day after Purim. We are commemorating an event—almost 2,400 years ago—when evil wanted to kill more than students and teachers; it demanded genocide. Haman, the Prime Minister of ancient Persia, had access to greater firepower than any rifle or gun. He had the king's ring, and with it, he planned on murdering every Jew—man, woman, and child—in the empire. But, there were other voices in the government. Heroes like Queen Esther and the righteous Mordechai who, with the help of G-d, brought upon this great miracle of Purim. There were many lessons taught then; here is one: The queen did not request that the wicked Haman be punished; she merely asked the king to pause and consider his actions. She asked him for a moment of silence; a moment to think; a moment to reflect on the difference between right and wrong.

Almighty G-d, grant all of us assembled here today, the wisdom of Esther. Give us the courage to be heroes. More importantly, make sure that our young men and women still in school do not have to be heroes. May our schools be safe, a sanctuary against all violence. Let us provide our children a moment of silence in our most sacred of institutions, our schools; a moment to reflect on a higher power, on the source of light and goodness that will help them overcome any darkness in their lives. Let us, in this hallowed chamber, be the inspiration to our youth that although we were all created to look, think, and feel different, we can all make a positive difference. Let us all recognize heaven's blessings and may we humbly answer, "Amen."

PLEDGE

Senate Pages, Ben Bodkin of Tallahassee; Hayley DiMinno of Tallahassee; Jamison Godwin of Port St. Joe; and Rodney Wells II of Jacksonville, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

SR 1806—A resolution recognizing the Town of Surfside on the occasion of the 83rd anniversary of its founding.

WHEREAS, the Town of Surfside was founded on May 18, 1935, by members of the Surf Club, an exclusive private club, and

WHEREAS, the Town of Surfside is an oceanfront community in Miami-Dade County between Bal Harbour and Miami Beach and is known as "Miami's Uptown Beach Town," and

WHEREAS, municipal buildings such as the current town hall, which was renovated in 2001, and the community center, built in 1962, which houses the library, tourist bureau, and the Town of Surfside's recreation department, are widely praised facilities, and

WHEREAS, in order to preserve its aesthetic integrity and charm, the Town of Surfside maintains effective growth management and zoning policies and height requirements on condominiums and hotels along the oceanfront on Highway A1A, and

WHEREAS, in addition to its fine facilities and its efficient town services, the Town of Surfside is noted for its consistent commitment to the quality of life of its residents, and

WHEREAS, the Town of Surfside is led by Mayor Daniel Dietch, Vice Mayor Barry Richard Cohen, Town Manager Guillermo Olmedillo and councilors Daniel Gielchinsky, Michael Karukin, and Tina Paul, NOW, THEREFORE,

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

That this legislative body recognizes the Town of Surfside as it celebrates the 83rd anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1808—A resolution recognizing the City of Sunny Isles Beach on the occasion of the 21st anniversary of its incorporation.

WHEREAS, the City of Sunny Isles Beach was first christened as Sunny Isles when private investor Harvey Baker Graves purchased a 2.26-square-mile tract of land in 1920 for development as a tourist resort, and

WHEREAS, after the Haulover Bridge was completed in 1925 and made the area accessible from Miami Beach, developers began to create islands and peninsulas for building waterfront properties on Biscayne Bay, and

WHEREAS, Milwaukee malt magnate Kurtis Froedtert bought Sunny Isles in 1936 and built the Sunny Isles Pier, a popular tourist destination, and

WHEREAS, during the 1950s and 1960s, more than 30 motels were built along Collins Avenue, including the first two-story motel in the United States, and

WHEREAS, Sunny Isles was incorporated as the City of Sunny Isles Beach on June 16, 1997, and

WHEREAS, the City of Sunny Isles Beach is led by Mayor George “Bud” Scholl, Vice Mayor Dana Goldman, City Manager Christopher J. Russo and council members Isaac Aelion, Jeanette Gatto, and Larisa Svechin, NOW, THEREFORE,

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

That the City of Sunny Isles Beach is recognized on the occasion of the 21st anniversary of its incorporation.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1810—A resolution recognizing the City of North Miami Beach on the occasion of the 91st anniversary of its founding.

WHEREAS, the City of North Miami Beach, originally known as the Town of Fulford, was incorporated as the City of Fulford in 1927, named in honor of United States Coast Guard Captain William H. Fulford, and

WHEREAS, after city officials annexed beachfront property in 1931, the municipality changed its name to the City of North Miami Beach as a way to take advantage of the growing fame associated with the Miami Beach area, and

WHEREAS, the rapidly developing City of North Miami Beach was formed and shaped by many important and influential figures, including Captain Fulford, Lafe Allen, Merle Tebbetts, and Carl Fisher, and

WHEREAS, the City of North Miami Beach established a foundation for the community’s future growth and economic prosperity with the construction of a city hall in 1936, the purchase of the Sunny Isles Water Company in 1945, the creation of the public works department in 1958, and the opening and dedication of the public library in 1966, and

WHEREAS, the City of North Miami Beach is home to many treasured sites and historic landmarks, including the Fulford-by-the-Sea Monument, the Ancient Spanish Monastery, Greynolds Park, Snake Creek Canal, the Victory Park Pool, and the Julius Littman Performing Arts Theater, and

WHEREAS, the City of North Miami Beach’s nearly 44,000 residents refer to their community as a place “where people care,” a slogan indicative of the warm and welcoming spirit that makes the city a great place to visit or to live, and

WHEREAS, the City of North Miami Beach is led by Mayor George Vallejo; Commissioners Anthony F. DeFillipo, Phyllis S. Smith, Beth E. Spiegel, Frantz Pierre, Barbara Kramer, and Marlen Martell; City Manager Ana M. Garcia, and Chief of Staff Nicole Gomez, NOW, THEREFORE,

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

That the City of North Miami Beach is recognized on the occasion of the 91st anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1816—A resolution recognizing the City of Miami on the occasion of the 122nd anniversary of its incorporation.

WHEREAS, before the Spanish claimed the land along the Miami River in the 1500s, it was a Tequesta Indian settlement named for a word in their language meaning “big water,” and

WHEREAS, when the Spanish established a mission on the river’s north bank in the late 1500s, the Tequestas were targeted for conversion to Christianity and subsequently perished after contracting smallpox and other European-introduced diseases, and

WHEREAS, a wave of Native Americans migrated to South Florida in the 1700s, including the “Cimarron,” or “wild men” in Spanish, later known as the Seminole tribe, and

WHEREAS, after Florida was purchased from Spain and became part of the United States in 1819, three major wars were waged by the Seminoles against the government, slowing the settlement of the Miami area by white pioneers, and

WHEREAS, in the 1840s, plantation owner William English established the Village of Miami on the south bank of the Miami River, and wealthy widow Julia Tuttle established a large citrus plantation on the north side of the river, and

WHEREAS, Julia Tuttle, along with William and Mary Brickell, persuaded railroad magnate Henry Flagler to extend his railroad line to Miami, and

WHEREAS, the City of Miami was incorporated in 1896, boasting 444 residents, infrastructure, and a resort hotel financed by Flagler, and

WHEREAS, Miami became an instant tourist attraction and retreat for the rich and famous, earning the nickname “the Magic City” and prompting several real estate booms, and

WHEREAS, during one of the real estate booms, John Collins and Carl Fisher transformed Miami Beach into a tourist haven, and

WHEREAS, Miami rebounded after a devastating hurricane in 1926 and blossomed in the post-hurricane development years, and

WHEREAS, Miami today is still evolving as an international port and tourist destination and as a gateway for global industries establishing footholds in the United States, and

WHEREAS, the City of Miami is led by Mayor Francis Suarez, City Manager Daniel J. Alfonso, Chair Keon Hardemon, Vice Chair Ken Russell, and commissioners Wifredo Gort, Frank Carollo, and Manolo Reyes, NOW, THEREFORE,

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

That the City of Miami is recognized on the occasion of the 122nd anniversary of its incorporation.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1818—A resolution recognizing the Town of Golden Beach on the occasion of the 89th anniversary of its founding.

WHEREAS, the Town of Golden Beach was incorporated on May 19, 1928, with the sleight of hand of residents of the enclave, who liberally construed the meaning of “residency” to allow visitors to vote on the measure to ensure passage with the required number of votes, and

WHEREAS, it wasn’t until May 23, 1929, that the Florida Legislature adopted a special act officially authorizing the incorporation, and

WHEREAS, founded by brothers R.W. and Henry G. Ralston, who transformed the land from mangrove swamps into an exclusive waterfront community, the Town of Golden Beach was recognized by Ripley’s as the only town in the nation with a jail from which you could fish by putting a pole out of the window, and

WHEREAS, once home to families such as the Firestones, the DuPonts, and the Roosevelts, the Town of Golden Beach continues to attract celebrities as well as ordinary people, and

WHEREAS, the Town of Golden Beach Council is led by Mayor Glenn Singer and Vice Mayor Judy Lusskin and residents are represented by council members Kenneth Bernstein, Jaime Mendal, and Amy Isackson-Rojas, and the Town Manager is Alexander Diaz, NOW, THEREFORE,

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

That the Town of Golden Beach is recognized on the occasion of the 89th anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1934—A resolution recognizing December 15, 2018, as “Harry Tyson Moore and Harriette Vyda Simms Moore Day” in Florida.

WHEREAS, Harry Tyson Moore, born on November 18, 1905, and his wife, Harriette Vyda Simms Moore, born on June 19, 1902, were educators and civil rights activists, and

WHEREAS, in 1934, Harry Tyson Moore established the first Brevard County branch of the National Association for the Advancement of Colored People (NAACP) and became its president, and

WHEREAS, the couple traveled throughout the state organizing branches of the NAACP, and, in 1941, Harry Tyson Moore organized and became president of the NAACP Florida State Conference, and

WHEREAS, in a quest for equal rights, Harry Tyson Moore investigated lynchings and police brutality, fought against laws obstructing people of color who sought to participate in our government by voting, and, in 1945, organized the Progressive Voters League, and

WHEREAS, during this time, the Moores succeeded in increasing the registration of black voters in Florida to 31 percent of those eligible to vote, markedly higher than in any other southern state, and

WHEREAS, in July 1949, after four young black men were falsely accused of raping a white woman in Groveland, a white mob went on a rampage through Groveland’s black neighborhood, and the National Guard had to be called out to restore order, and

WHEREAS, after uncovering evidence that the “Groveland Four” had been brutally beaten, Harry Tyson Moore publicly accused notorious Lake County Sheriff Willis McCall of orchestrating the beatings, and

WHEREAS, on November 6, 1951, while Sheriff McCall was transporting two of the defendants, Walter Irvin and Sammy Shepherd, back

to Lake County for a retrial hearing, he shot them, killing Shepherd and critically wounding Irvin, and

WHEREAS, Harry Tyson Moore organized a campaign against what he saw as the wrongful convictions of the three surviving men and worked with attorney Thurgood Marshall to successfully appeal their convictions before the United States Supreme Court, and

WHEREAS, on Christmas night 1951, the Moores’ home in Mims, Florida, was bombed, and Harry Tyson Moore died en route to a hospital in Sanford, while Harriette Vyda Simms Moore clung to life until after her husband’s funeral, and she died January 3, 1952, and

WHEREAS, the protests over the Moores’ deaths caused a nationwide reaction, with dozens of rallies and memorial meetings around the country, and President Truman and Florida Governor Fuller Warren were inundated with telegrams and protest letters, and

WHEREAS, Harry Tyson Moore and Harriette Vyda Simms Moore were the first and only husband-and-wife civil rights activists to be murdered during the civil rights movement, and

WHEREAS, Harry Tyson Moore and Harriette Vyda Simms Moore were inducted into the Florida Civil Rights Hall of Fame, and their bravery, sacrifice, and achievements are recognized in the Smithsonian’s National Museum of African American History and Culture, and

WHEREAS, the legacy of Harry Tyson Moore and Harriette Vyda Simms Moore is honored at Harry T. and Harriette V. Moore Memorial Park, located at their homesite in Mims, Florida, through the implementation of community outreach programs and educational exhibits located inside the museum dedicated to the couple and their sacrifice, NOW, THEREFORE,

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

That December 15, 2018, is recognized as “Harry Tyson Moore and Harriette Vyda Simms Moore Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Rouson—

By Senator Rouson—

SR 1944—A resolution expressing appreciation to Father George Clements for his long and productive service as a Roman Catholic priest and for his vision in conceiving the One Church One Child initiative and other life-changing and life-saving programs.

WHEREAS, Father George Clements was born in Chicago in 1932, and, in 1945, became the first black graduate of Chicago’s Archbishop Quigley Preparatory Seminary, and

WHEREAS, on May 3, 1957, Father George Clements was ordained as a Roman Catholic priest of the Archdiocese of Chicago, and

WHEREAS, in 1980, while serving as the priest of Holy Angels Catholic Church in Chicago, Father George Clements started the One Church One Child program as a local initiative to find adoptive parents for African-American children, and

WHEREAS, under the inspired leadership of Father George Clements, One Church One Child has expanded nationwide, including One Church One Child of Florida, and more than 100,000 children have been adopted through the program, and

WHEREAS, after retiring from Holy Angels Catholic Church, Father George Clements moved to Washington, D.C., where, in 1994, he started the One Church One Addict program to assist churches nationwide in helping recovering drug addicts through job counseling, spiritual consolation, and professional treatment, and more than 1,000 churches in 35 states now participate in the program, and

WHEREAS, in 1999, Father George Clements started the One Church One Inmate program, a collaborative effort to help prison inmates and their families as inmates transition from incarceration to life as productive and spiritually healed law-abiding citizens, and

WHEREAS, Father George Clements, who himself adopted four children through One Church One Child, is the personification of Jesus Christ's teaching that we embrace "the least of these," NOW, THEREFORE,

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

That the Florida Senate expresses appreciation to Father George Clements for his long and productive service as a Roman Catholic priest and for his vision in conceiving the One Church One Child initiative and other life-changing and life-saving programs.

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

SB 1340—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2018 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2018 shall be effective immediately upon publication; providing that general laws enacted during the June 7-9, 2017, special session and prior thereto and not included in the Florida Statutes 2018 are repealed; providing that general laws enacted after the June 7-9, 2017, special session are not repealed by this adoption act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1340**, pursuant to Rule 3.11(3), there being no objection, **HB 7021** was withdrawn from the Committee on Rules.

On motion by Senator Benacquisto—

HB 7021—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2018 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2018 shall be effective immediately upon publication; providing that general laws enacted during the June 7-9, 2017, special session and prior thereto and not included in the Florida Statutes 2018 are repealed; providing that general laws enacted after the June 7-9, 2017, special session are not repealed by this adoption act; providing an effective date.

—a companion measure, was substituted for **SB 1340** and read the second time by title.

Pursuant to Rule 4.19, **HB 7021** was placed on the calendar of Bills on Third Reading.

CS for SB 1342—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68, 554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, re-

dundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1342**, pursuant to Rule 3.11(3), there being no objection, **HB 7023** was withdrawn from the Committee on Rules.

On motion by Senator Benacquisto—

HB 7023—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68, 554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1342** and read the second time by title.

Pursuant to Rule 4.19, **HB 7023** was placed on the calendar of Bills on Third Reading.

SB 1344—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 39.0011, 161.143(5)(e), 193.1552, 216.292(8), 218.417, 218.418, 218.421, 218.422, 259.105(3)(m), 272.136(7), 296.37(3), 322.03(1)(c), 327.4105, 328.76(1)(e) and (f), 339.135(4)(i) and (j) and (5)(b) and (c), 375.075(4), 380.507(2)(h), 393.065(8), 403.7095(3), 408.0436, 420.5087(10), 420.9072(10), 430.82, 663.01(9), 663.041, 893.055(17), 1008.34(7), and 1012.341, F.S., and amending ss. 212.08(7)(jjj) and 394.462, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2018 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 39.001, 409.1666, and 663.532, F.S., to conform cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1344**, pursuant to Rule 3.11(3), there being no objection, **HB 7025** was withdrawn from the Committee on Rules.

On motion by Senator Benacquisto—

HB 7025—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 39.0011, 161.143(5)(e), 193.1552, 216.292(8), 218.417, 218.418, 218.421, 218.422, 259.105(3)(m), 272.136(7), 296.37(3), 322.03(1)(c), 327.4105, 328.76(1)(e) and (f), 339.135(4)(i) and (j) and (5)(b) and (c), 375.075(4), 380.507(2)(h), 393.065(8), 403.7095(3), 408.0436, 420.5087(10), 420.9072(10), 430.82, 663.01(9), 663.041, 893.055(17), 1008.34(7), and 1012.341, F.S., and amending ss. 212.08(7)(jjj) and 394.462, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2018 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending

ss. 39.001, 409.1666, and 663.532, F.S., to conform cross-references; providing an effective date.

—a companion measure, was substituted for **SB 1344** and read the second time by title.

Pursuant to Rule 4.19, **HB 7025** was placed on the calendar of Bills on Third Reading.

SB 1346—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.2551, 101.5614, 122.34, 201.02, 394.907, 395.602, 395.603, and 395.604, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; amending ss. 101.6952, 102.141, and 102.166, F.S., to conform cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1346**, pursuant to Rule 3.11(3), there being no objection, **HB 7027** was withdrawn from the Committee on Rules.

On motion by Senator Benacquisto—

HB 7027—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.2551, 101.5614, 122.34, 201.02, 394.907, 395.602, 395.603, and 395.604, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; amending ss. 101.6952, 102.141, and 102.166, F.S., to conform cross-references; providing an effective date.

—a companion measure, was substituted for **SB 1346** and read the second time by title.

Pursuant to Rule 4.19, **HB 7027** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

CS for HB 7055—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; requiring the Department of Revenue to share specified information with eligible nonprofit scholarship-funding organizations; providing that certain requirements apply to such organizations; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; creating s. 683.147, F.S.; designating March 25 of each year as "Medal of Honor Day"; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate resources during an emergency; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring a district school board member's travel outside of the school district to be preapproved and meet certain criteria; providing requirements for such member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every, rather

than one specific, fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the duties of such internal auditors; amending s. 1001.51, F.S.; revising the duties and responsibilities of school district superintendents relating to the organization and operation of schools; amending s. 1002.33, F.S.; revising the criteria for denying high-performing charter school system applications; revising the requirements for the term of a charter; revising provisions for the modification of and the nonrenewal or termination of a charter; revising the process for resolving contractual disputes; amending s. 1002.331, F.S.; revising the criteria for designation as a high-performing charter school; revising the calculation used to determine facility capacity for such charter schools; revising the number of schools that can be established by a high-performing charter school; amending s. 1002.333, F.S.; providing for certain funds for the Schools of Hope Program to be carried forward for a specified number of years; amending s. 1002.37, F.S.; providing that certain students shall be given priority; requiring school districts to provide Florida Virtual School students access to certain examinations and assessments and certain information; amending s. 1002.385, F.S.; revising eligible expenditures for the Gardiner Scholarship Program; conforming provisions to changes made by the act; amending s. 1002.39, F.S.; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising the requirements for an annual report of certain student data for the Florida Tax Credit Scholarship Program; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; providing definitions; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a school principal to investigate a report of physical violence or emotional abuse; requiring a school district to notify an eligible student's parent of the program; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing department obligations relating to participating students and private schools and program requirements; providing parent and student responsibilities for initial and continued participation in the program; providing eligible nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting an eligible nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing reporting requirements for eligible nonprofit scholarship-funding organizations relating to taxpayer contributions; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing penalties; providing for the restitution of specified funds under certain circumstances; providing that the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education and the Department of Revenue to adopt rules to administer the program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1002.421, F.S.; providing private school requirements for participation in educational scholarship programs; providing background screening requirements and procedures for owners of private schools; providing that a private school is ineligible to participate in an educational scholarship program under certain circumstances; providing department obligations relating to educational scholarship programs; providing commissioner authority and responsibilities for educational scholarship programs; authorizing the commissioner to deny, suspend, or revoke a private school's participation in an educational scholarship program; amending s. 1003.42, F.S.; revising the requirements for certain required instruction; pro-

viding for a character development program that incorporates the values of the recipients of the Congressional Medal of Honor; amending s. 1003.576, F.S.; requiring a specified IEP system to be used statewide; deleting an obsolete date; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to be in a specified format; amending s. 1007.271, F.S.; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; amending s. 1008.22, F.S.; requiring certain portions of the English Language Arts assessments to include social studies content; revising the format requirements for certain statewide assessments; requiring published assessment items to be in a format that meets certain criteria; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing for the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by complying with specified provisions and amending its budget; requiring such board to provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold district school board member and school district superintendent salaries until certain conditions are corrected; amending s. 1011.60, F.S.; conforming cross-references; amending s. 1011.62, F.S.; renaming the “supplemental academic instruction categorical fund” as the “supplemental academic instruction allocation”; requiring certain school districts to use the allocation for specified purposes; deleting an obsolete date; deleting a provision authorizing the Florida State University School to expend specified funds for certain purposes; prohibiting the award of certain bonuses to teachers who fail to maintain the security of certain examinations or violate certain protocols; authorizing the state board to adopt rules for specified purposes; conforming provisions to changes made by the act; revising the research-based reading instruction allocation; revising the criteria for establishing the 300 lowest-performing elementary schools; providing requirements for staffing summer reading camps funded through the allocation; requiring school districts that meet specified criteria, rather than all school districts, to submit a comprehensive reading plan for specified purposes; deleting provisions for the release or withholding of funds based on a school district’s comprehensive reading plan; revising a definition; amending s. 1011.6202, F.S.; renaming the “Principal Autonomy Pilot Program” as the “Principal Autonomy Program”; providing that any school district may apply to participate in the program; providing that a school shall retain its exemption from specified laws under specified circumstances; requiring a designated leadership team at a participating school to complete a certain turnaround program; deleting a provision providing a specified amount of funds to a participating school district that completes the turnaround program; authorizing certain principals to manage additional schools under the control of an independent governing board; providing requirements for such schools; providing for such schools to participate in the program; providing requirements for such participation; specifying that no school district liability arises from the management of such schools; deleting a school’s authority to renew participation in the program; deleting reporting requirements; providing for funding; revising the principal eligibility criteria for a salary supplement through the program; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; amending s. 1011.71, F.S.; prohibiting a school district from withholding charter school administrative fees under certain circumstances; amending s. 1012.23, F.S.; prohibiting a school district super-

intendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1012.2315, F.S.; requiring certain employee organizations to include specified information in a specified application and to petition for recertification for specified purposes; amending s. 1012.28, F.S.; conforming provisions to changes made by the act; amending s. 1012.32, F.S.; requiring a district school board to reimburse certain costs if it fails to notify a charter school of the eligibility status of certain persons; amending s. 1012.55, F.S.; requiring the state board to issue a temporary certificate in educational leadership to certain persons; providing that certain instructors may receive the funds through a specified program; amending s. 1012.56, F.S.; requiring the state board to adopt certain rules relating to temporary educator certificates; amending s. 1012.562, F.S.; authorizing charter schools and charter management organizations to offer school leader preparation programs; amending s. 1012.59, F.S.; requiring the state board to waive certain fees for specified persons; amending s. 1012.98, F.S.; requiring professional development resources to include sample course-at-a-glance and unit overview templates; providing requirements for such templates; amending s. 1013.28, F.S.; requiring school districts to provide charter schools access to certain property on the same basis as public schools; prohibiting certain actions by a charter school without the written permission of the school district; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school districts; amending s. 1013.62, F.S.; revising requirements for charter school capital outlay funding; conforming provisions to changes made by the act; providing appropriations; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing an effective date.

—was read the second time by title.

The Committee on Appropriations recommended the following substitute amendment to **Amendment 2 (903516)** which was moved by Senator Passidomo and failed:

Amendment 1 (692180) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 212.1832, Florida Statutes, is created to read:

212.1832 Credit for contributions to the Hope Scholarship Program.—

(1) *Upon adoption of rules, the purchaser of a motor vehicle shall be granted a credit of 100 percent of an eligible contribution made to an eligible nonprofit scholarship-funding organization under s. 1002.40 against any tax imposed by the state and collected from the purchaser by a dealer, designated agent, or private tag agent as a result of the purchase or acquisition of a motor vehicle. For purposes of this subsection, the term “purchase” does not include the lease or rental of a motor vehicle.*

(2) *A dealer shall take a credit against any tax imposed by the state under this chapter on the purchase of a motor vehicle in an amount equal to the credit granted to the purchaser under subsection (1).*

(3) *For purposes of the distributions of tax revenue under s. 212.20, the department shall disregard any tax credits allowed under this section to ensure that any reduction in tax revenue received that is attributable to the tax credits results only in a reduction in distributions to the General Revenue Fund. The provisions of s. 1002.40 apply to the credit authorized by this section.*

Section 2. Subsection (21) is added to section 213.053, Florida Statutes, to read:

213.053 Confidentiality and information sharing.—

(21)(a) *The department may provide to an eligible nonprofit scholarship-funding organization, as defined in s. 1002.40, a dealer’s name, address, federal employer identification number, and information related to differences between credits taken by the dealer pursuant to s. 212.1832(2) and amounts remitted to the eligible nonprofit scholarship-funding organization under s. 1002.40(13)(b)3. The eligible nonprofit scholarship-funding organization may use the information for purposes*

of recovering eligible contributions designated for that organization that were collected by the dealer but never remitted to the organization.

(b) *Nothing in this subsection authorizes the disclosure of information if such disclosure is prohibited by federal law. An eligible nonprofit scholarship-funding organization is bound by the same requirements of confidentiality and the same penalties for a violation of the requirements as the department.*

Section 3. *Effective July 1, 2019, chapter 623, Florida Statutes, consisting of sections 623.01, 623.02, 623.03, 623.04, 623.05, 623.06, 623.07, 623.08, 623.09, 623.10, 623.11, 623.12, 623.13, and 623.14, is repealed.*

Section 4. Subsections (4) and (5) of section 1001.10, Florida Statutes, are amended to read:

1001.10 Commissioner of Education; general powers and duties.—

(4) The Department of Education shall provide technical assistance to school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, *or another state scholarship program under chapter 1002* in the development of policies, procedures, and training related to employment practices and standards of ethical conduct for instructional personnel and school administrators, as defined in s. 1012.01.

(5) The Department of Education shall provide authorized staff of school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, *or another state scholarship program under chapter 1002* with access to electronic verification of information from the following employment screening tools:

(a) The Professional Practices' Database of Disciplinary Actions Against Educators; and

(b) The Department of Education's Teacher Certification Database.

This subsection does not require the department to provide these staff with unlimited access to the databases. However, the department shall provide the staff with access to the data necessary for performing employment history checks of the instructional personnel and school administrators included in the databases.

Section 5. Section 1001.4205, Florida Statutes, is amended to read:

1001.4205 Visitation of schools ~~by an individual school board or charter school governing board member~~.—An individual member of a district school board may, on any day and at any time at his or her pleasure, visit any district school in his or her school district. *An individual member of the State Legislature may, on any day and at any time at his or her pleasure, visit any district school, including any charter school, in his or her legislative district.* An individual member of a charter school governing board ~~member~~ may, on any day and at any time at his or her pleasure, visit any charter school governed by the charter school's governing board.

(1) The *visiting individual board member* must sign in and sign out at the school's main office and wear his or her board or *State Legislature* identification badge, *as applicable*, at all times while present on school premises.

(2) The board, the school, or any other person or entity, including, but not limited to, the principal of the school, the school superintendent, or any ~~other~~ board member, may not require the *visiting individual board member* to provide notice before visiting the school.

(3) The school may offer, but may not require, an escort to accompany the ~~a~~ *visiting individual board member* during the visit.

(4) A ~~Another~~ board member or a district employee, including, but not limited to, the superintendent, the school principal, or *the superintendent's or the principal's his or her* designee, may not limit the duration or scope of the visit or direct the ~~a~~ *visiting individual board member* to leave the premises.

(5) A board, district, or school administrative policy or practice may not prohibit or limit the authority granted to *the visiting individual a board member* under this section.

Section 6. Section 1002.01, Florida Statutes, is amended to read:

1002.01 Definitions.—

(1) A "home education program" means the sequentially progressive instruction of a student directed by his or her parent in order to satisfy the attendance requirements of ss. 1002.41, 1003.01(13), and 1003.21(1).

(2) A "private school" is a nonpublic school *that is registered in accordance with s. 1002.42 and is* defined as an individual, association, copartnership, or corporation, or department, division, or section of such organizations, that designates itself as an educational center that includes kindergarten or a higher grade or as an elementary, secondary, business, technical, or trade school below college level or any organization that provides instructional services that meet the intent of s. 1003.01(13) or that gives preemployment or supplementary training in technology or in fields of trade or industry or that offers academic, literary, or career training below college level, or any combination of the above, including an institution that performs the functions of the above schools through correspondence or extension, except those licensed under the provisions of chapter 1005. A private school may be a parochial, religious, denominational, for-profit, or nonprofit school *attended by a student in order to satisfy the attendance requirements of s. 1003.01(13).* This definition does not include home education programs conducted in accordance with s. 1002.41.

(3) *For purposes of this chapter, a "scholarship program" means any one of the following:*

(a) *The Opportunity Scholarship Program established pursuant to s. 1002.38.*

(b) *The Gardiner Scholarship Program established pursuant to s. 1002.385.*

(c) *The John M. McKay Scholarships for Students with Disabilities Program established pursuant to s. 1002.39.*

(d) *The Florida Tax Credit Scholarship Program established pursuant to s. 1002.395.*

(e) *The Hope Scholarship Program established pursuant to s. 1002.40.*

Section 7. Paragraph (b) of subsection (2) and subsection (6) of section 1002.20, Florida Statutes, are amended to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(2) ATTENDANCE.—

(b) *Regular school attendance*.—Parents of students who have attained the age of 6 years by February 1 of any school year but who have not attained the age of 16 years must comply with the compulsory school attendance laws. Parents have the option to comply with the school attendance laws by attendance of the student in a public school; a private parochial, religious, or denominational school; a private school; or a home education program; ~~or a private tutoring program~~, in accordance with ~~the provisions of~~ s. 1003.01(13).

(6) EDUCATIONAL CHOICE.—

(a) *Public educational school choices*.—Parents of public school students may seek any public educational school choice options that are applicable and available to students throughout the state. These options may include controlled open enrollment, single-gender programs, lab schools, virtual instruction programs, charter schools, charter technical career centers, magnet schools, alternative schools, special programs, auditory-oral education programs, advanced placement, dual enroll-

ment, International Baccalaureate, International General Certificate of Secondary Education (pre-AICE), CAPE digital tools, CAPE industry certifications, collegiate high school programs, Advanced International Certificate of Education, early admissions, credit by examination or demonstration of competency, the New World School of the Arts, the Florida School for the Deaf and the Blind, and the Florida Virtual School. These options may also include the public educational choice options of the Opportunity Scholarship Program and the McKay Scholarships for Students with Disabilities Program.

(b) *Private educational choices.*—*The parent of a student may choose to enroll the student in a private school, as defined in s. 1002.01(2). Parents of public school students may seek private educational choice options under certain programs.*

1. Under the McKay Scholarships for Students with Disabilities Program, the parent of a public school student with a disability may request and receive a McKay Scholarship for the student to attend a private school in accordance with s. 1002.39.

2. Under the Florida Tax Credit Scholarship Program, the parent of a student who qualifies for free or reduced-price school lunch or who is currently placed, or during the previous state fiscal year was placed, in foster care as defined in s. 39.01 may seek a scholarship from an eligible nonprofit scholarship-funding organization in accordance with s. 1002.395.

3. Under the *Gardiner Scholarship Program* ~~Florida Personal Learning Scholarship Account Program~~, the parent of a student with a qualifying disability may apply for a *Gardiner Scholarship* ~~personal learning scholarship~~ to be used for individual educational needs in accordance with s. 1002.385.

4. *Under the Hope Scholarship Program, the parent of a student who was the victim of a substantiated incident of violence or abuse while attending a public school may seek a scholarship for the student to attend a private school in accordance with s. 1002.40.*

(c) *Home education.*—*The parent of a student may choose to place the student in a home education program, as defined in s. 1002.01(1), in accordance with the provisions of s. 1002.41.*

~~(d) *Private tutoring.*—*The parent of a student may choose to place the student in a private tutoring program in accordance with the provisions of s. 1002.43(1).*~~

Section 8. Paragraphs (d) through (g) of subsection (8) of section 1002.33, Florida Statutes, are redesignated as paragraphs (c) through (f), respectively, and paragraph (b) of subsection (6), paragraphs (a), (d), and (e) of subsection (7), present paragraphs (a), (b), and (c) of subsection (8), paragraph (n) of subsection (9), and paragraph (b) of subsection (20) of that section are amended, to read:

1002.33 Charter schools.—

(6) APPLICATION PROCESS AND REVIEW.—Charter school applications are subject to the following requirements:

(b) A sponsor shall receive and review all applications for a charter school using the evaluation instrument developed by the Department of Education. A sponsor shall receive and consider charter school applications received on or before August 1 of each calendar year for charter schools to be opened at the beginning of the school district's next school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before August 1 and may receive an application submitted later than August 1 if it chooses. Beginning in 2018 and thereafter, a sponsor shall receive and consider charter school applications received on or before February 1 of each calendar year for charter schools to be opened 18 months later at the beginning of the school district's school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before February 1 and may receive an application submitted later than February 1 if it chooses. A sponsor may not charge an applicant for a charter any fee for the processing or consideration of an application, and a sponsor may not base its consideration or approval of a final application upon the promise of future payment of any kind. Before approving or denying any application, the

sponsor shall allow the applicant, upon receipt of written notification, at least 7 calendar days to make technical or nonsubstantive corrections and clarifications, including, but not limited to, corrections of grammatical, typographical, and like errors or missing signatures, if such errors are identified by the sponsor as cause to deny the final application.

1. In order to facilitate an accurate budget projection process, a sponsor shall be held harmless for FTE students who are not included in the FTE projection due to approval of charter school applications after the FTE projection deadline. In a further effort to facilitate an accurate budget projection, within 15 calendar days after receipt of a charter school application, a sponsor shall report to the Department of Education the name of the applicant entity, the proposed charter school location, and its projected FTE.

2. In order to ensure fiscal responsibility, an application for a charter school shall include a full accounting of expected assets, a projection of expected sources and amounts of income, including income derived from projected student enrollments and from community support, and an expense projection that includes full accounting of the costs of operation, including start-up costs.

3.a. A sponsor shall by a majority vote approve or deny an application no later than 90 calendar days after the application is received, unless the sponsor and the applicant mutually agree in writing to temporarily postpone the vote to a specific date, at which time the sponsor shall by a majority vote approve or deny the application. If the sponsor fails to act on the application, an applicant may appeal to the State Board of Education as provided in paragraph (c). If an application is denied, the sponsor shall, within 10 calendar days after such denial, articulate in writing the specific reasons, based upon good cause, supporting its denial of the application and shall provide the letter of denial and supporting documentation to the applicant and to the Department of Education.

b. An application submitted by a high-performing charter school identified pursuant to s. 1002.331 or a high-performing charter school system identified pursuant to s. 1002.332 may be denied by the sponsor only if the sponsor demonstrates by clear and convincing evidence that:

(I) The application of a high-performing charter school does not materially comply with the requirements in paragraph (a) or, for a high-performing charter school system, the application does not materially comply with s. 1002.332(2)(b);

(II) The charter school proposed in the application does not materially comply with the requirements in paragraphs (9)(a)-(f);

(III) The proposed charter school's educational program does not substantially replicate that of the applicant or one of the applicant's high-performing charter schools;

(IV) The applicant has made a material misrepresentation or false statement or concealed an essential or material fact during the application process; or

(V) The proposed charter school's educational program and financial management practices do not materially comply with the requirements of this section.

Material noncompliance is a failure to follow requirements or a violation of prohibitions applicable to charter school applications, which failure is quantitatively or qualitatively significant either individually or when aggregated with other noncompliance. An applicant is considered to be replicating a high-performing charter school if the proposed school is substantially similar to at least one of the applicant's high-performing charter schools and the organization or individuals involved in the establishment and operation of the proposed school are significantly involved in the operation of replicated schools.

c. If the sponsor denies an application submitted by a high-performing charter school or a high-performing charter school system, the sponsor must, within 10 calendar days after such denial, state in writing the specific reasons, based upon the criteria in sub-subparagraph b., supporting its denial of the application and must provide the letter of denial and supporting documentation to the applicant and

to the Department of Education. The applicant may appeal the sponsor's denial of the application in accordance with paragraph (c).

4. For budget projection purposes, the sponsor shall report to the Department of Education the approval or denial of an application within 10 calendar days after such approval or denial. In the event of approval, the report to the Department of Education shall include the final projected FTE for the approved charter school.

5. Upon approval of an application, the initial startup shall commence with the beginning of the public school calendar for the district in which the charter is granted. A charter school may defer the opening of the school's operations for up to 3 ½ years to provide time for adequate facility planning. The charter school must provide written notice of such intent to the sponsor and the parents of enrolled students at least 30 calendar days before the first day of school.

(7) CHARTER.—The terms and conditions for the operation of a charter school shall be set forth by the sponsor and the applicant in a written contractual agreement, called a charter. The sponsor and the governing board of the charter school shall use the standard charter contract pursuant to subsection (21), which shall incorporate the approved application and any addenda approved with the application. Any term or condition of a proposed charter contract that differs from the standard charter contract adopted by rule of the State Board of Education shall be presumed a limitation on charter school flexibility. The sponsor may not impose unreasonable rules or regulations that violate the intent of giving charter schools greater flexibility to meet educational goals. The charter shall be signed by the governing board of the charter school and the sponsor, following a public hearing to ensure community input.

(a) The charter shall address and criteria for approval of the charter shall be based on:

1. The school's mission, the students to be served, and the ages and grades to be included.

2. The focus of the curriculum, the instructional methods to be used, any distinctive instructional techniques to be employed, and identification and acquisition of appropriate technologies needed to improve educational and administrative performance which include a means for promoting safe, ethical, and appropriate uses of technology which comply with legal and professional standards.

a. The charter shall ensure that reading is a primary focus of the curriculum and that resources are provided to identify and provide specialized instruction for students who are reading below grade level. The curriculum and instructional strategies for reading must be consistent with the Next Generation Sunshine State Standards and grounded in scientifically based reading research.

b. In order to provide students with access to diverse instructional delivery models, to facilitate the integration of technology within traditional classroom instruction, and to provide students with the skills they need to compete in the 21st century economy, the Legislature encourages instructional methods for blended learning courses consisting of both traditional classroom and online instructional techniques. Charter schools may implement blended learning courses which combine traditional classroom instruction and virtual instruction. Students in a blended learning course must be full-time students of the charter school pursuant to s. 1011.61(1)(a)1. Instructional personnel certified pursuant to s. 1012.55 who provide virtual instruction for blended learning courses may be employees of the charter school or may be under contract to provide instructional services to charter school students. At a minimum, such instructional personnel must hold an active state or school district adjunct certification under s. 1012.57 for the subject area of the blended learning course. The funding and performance accountability requirements for blended learning courses are the same as those for traditional courses.

3. The current incoming baseline standard of student academic achievement, the outcomes to be achieved, and the method of measurement that will be used. The criteria listed in this subparagraph shall include a detailed description of:

a. How the baseline student academic achievement levels and prior rates of academic progress will be established.

b. How these baseline rates will be compared to rates of academic progress achieved by these same students while attending the charter school.

c. To the extent possible, how these rates of progress will be evaluated and compared with rates of progress of other closely comparable student populations.

The district school board is required to provide academic student performance data to charter schools for each of their students coming from the district school system, as well as rates of academic progress of comparable student populations in the district school system.

4. The methods used to identify the educational strengths and needs of students and how well educational goals and performance standards are met by students attending the charter school. The methods shall provide a means for the charter school to ensure accountability to its constituents by analyzing student performance data and by evaluating the effectiveness and efficiency of its major educational programs. Students in charter schools shall, at a minimum, participate in the statewide assessment program created under s. 1008.22.

5. In secondary charter schools, a method for determining that a student has satisfied the requirements for graduation in s. 1002.3105(5), s. 1003.4281, or s. 1003.4282.

6. A method for resolving conflicts between the governing board of the charter school and the sponsor.

7. The admissions procedures and dismissal procedures, including the school's code of student conduct. Admission or dismissal must not be based on a student's academic performance.

8. The ways by which the school will achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

9. The financial and administrative management of the school, including a reasonable demonstration of the professional experience or competence of those individuals or organizations applying to operate the charter school or those hired or retained to perform such professional services and the description of clearly delineated responsibilities and the policies and practices needed to effectively manage the charter school. A description of internal audit procedures and establishment of controls to ensure that financial resources are properly managed must be included. Both public sector and private sector professional experience shall be equally valid in such a consideration.

10. The asset and liability projections required in the application which are incorporated into the charter and shall be compared with information provided in the annual report of the charter school.

11. A description of procedures that identify various risks and provide for a comprehensive approach to reduce the impact of losses; plans to ensure the safety and security of students and staff; plans to identify, minimize, and protect others from violent or disruptive student behavior; and the manner in which the school will be insured, including whether or not the school will be required to have liability insurance, and, if so, the terms and conditions thereof and the amounts of coverage.

12. The term of the charter which shall provide for cancellation of the charter if insufficient progress has been made in attaining the student achievement objectives of the charter and if it is not likely that such objectives can be achieved before expiration of the charter. The initial term of a charter shall be for ~~4 or~~ 5 years, *excluding 1 planning year*. In order to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a municipality or other public entity as provided by law are eligible for up to a 15-year charter, subject to approval by the district school board. A charter lab school is eligible for a charter for a term of up to 15 years. In addition, to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a private, not-for-profit, s. 501(c)(3) status corporation are eligible for up to a 15-year charter, subject to approval by the district school board. Such long-term charters remain subject to annual review and may be terminated during the term of the charter, but only according to the provisions set forth in subsection (8).

13. The facilities to be used and their location. The sponsor may not require a charter school to have a certificate of occupancy or a temporary certificate of occupancy for such a facility earlier than 15 calendar days before the first day of school.

14. The qualifications to be required of the teachers and the potential strategies used to recruit, hire, train, and retain qualified staff to achieve best value.

15. The governance structure of the school, including the status of the charter school as a public or private employer as required in paragraph (12)(i).

16. A timetable for implementing the charter which addresses the implementation of each element thereof and the date by which the charter shall be awarded in order to meet this timetable.

17. In the case of an existing public school that is being converted to charter status, alternative arrangements for current students who choose not to attend the charter school and for current teachers who choose not to teach in the charter school after conversion in accordance with the existing collective bargaining agreement or district school board rule in the absence of a collective bargaining agreement. However, alternative arrangements shall not be required for current teachers who choose not to teach in a charter lab school, except as authorized by the employment policies of the state university which grants the charter to the lab school.

18. Full disclosure of the identity of all relatives employed by the charter school who are related to the charter school owner, president, chairperson of the governing board of directors, superintendent, governing board member, principal, assistant principal, or any other person employed by the charter school who has equivalent decisionmaking authority. For the purpose of this subparagraph, the term "relative" means father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

19. Implementation of the activities authorized under s. 1002.331 by the charter school when it satisfies the eligibility requirements for a high-performing charter school. A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable.

(d) A charter may be modified during its initial term or any renewal term upon the recommendation of the sponsor or the charter school's governing board and the approval of both parties to the agreement. Modification during any term may include, but is not limited to, consolidation of multiple charters into a single charter if the charters are operated under the same governing board and physically located on the same campus, regardless of the renewal cycle. A charter school with a grade of "C" or higher that closes as part of a consolidation shall be reported by the school district as a consolidation.

(e) A charter may be terminated by a charter school's governing board through voluntary closure. The decision to cease operations must be determined at a public meeting. The governing board shall notify the parents and sponsor of the public meeting in writing before the public meeting. The governing board must notify the sponsor, parents of enrolled students, and the department in writing within 24 hours after the public meeting of its determination. The notice shall state the charter school's intent to continue operations or the reason for the closure and acknowledge that the governing board agrees to follow the procedures for dissolution and reversion of public funds pursuant to paragraphs (8)(d)-(f) and (9)(o) ~~paragraphs (8)(e)-(g) and (9)(e).~~

(8) CAUSES FOR NONRENEWAL OR TERMINATION OF CHARTER.—

(a) The sponsor shall make student academic achievement for all students the most important factor when determining whether to renew or terminate the charter. The sponsor may also choose not to renew or may terminate the charter if the sponsor finds that one of the grounds

set forth below exists by clear and convincing evidence ~~for any of the following grounds:~~

1. Failure to participate in the state's education accountability system created in s. 1008.31, as required in this section, or failure to meet the requirements for student performance stated in the charter.

2. Failure to meet generally accepted standards of fiscal management.

3. *Material* violation of law.

4. Other good cause shown.

(b) At least 90 days before renewing, nonrenewing, or terminating a charter, the sponsor shall notify the governing board of the school of the proposed action in writing. The notice shall state in reasonable detail the grounds for the proposed action and stipulate that the school's governing board may, within 14 calendar days after receiving the notice, request a hearing. The hearing shall be conducted ~~at the sponsor's election in accordance with one of the following procedures:~~

~~1. A direct hearing conducted by the sponsor within 60 days after receipt of the request for a hearing. The hearing shall be conducted in accordance with ss. 120.569 and 120.57. The sponsor shall decide upon nonrenewal or termination by a majority vote. The sponsor's decision shall be a final order; or~~

~~2. A hearing conducted by an administrative law judge assigned by the Division of Administrative Hearings. The hearing shall be conducted within 90 60 days after receipt of the request for a hearing and in accordance with chapter 120. The administrative law judge's final recommended order shall be submitted to the sponsor. The administrative law judge shall award the prevailing party reasonable attorney fees and costs incurred during the administrative proceeding and any appeals. A majority vote by the sponsor shall be required to adopt or modify the administrative law judge's recommended order. The sponsor shall issue a final order.~~

~~(c) The final order shall state the specific reasons for the sponsor's decision. The sponsor shall provide its final order to the charter school's governing board and the Department of Education no later than 10 calendar days after its issuance. The charter school's governing board may, within 30 calendar days after receiving the sponsor's final order, appeal the decision pursuant to s. 120.68.~~

(9) CHARTER SCHOOL REQUIREMENTS.—

(n)1. The director and a representative of the governing board of a charter school that has earned a grade of "D" or "F" pursuant to s. 1008.34 shall appear before the sponsor to present information concerning each contract component having noted deficiencies. The director and a representative of the governing board shall submit to the sponsor for approval a school improvement plan to raise student performance. Upon approval by the sponsor, the charter school shall begin implementation of the school improvement plan. The department shall offer technical assistance and training to the charter school and its governing board and establish guidelines for developing, submitting, and approving such plans.

2.a. If a charter school earns three consecutive grades below a "C," the charter school governing board shall choose one of the following corrective actions:

(I) Contract for educational services to be provided directly to students, instructional personnel, and school administrators, as prescribed in state board rule;

(II) Contract with an outside entity that has a demonstrated record of effectiveness to operate the school;

(III) Reorganize the school under a new director or principal who is authorized to hire new staff; or

(IV) Voluntarily close the charter school.

b. The charter school must implement the corrective action in the school year following receipt of a third consecutive grade below a "C."

c. The sponsor may annually waive a corrective action if it determines that the charter school is likely to improve a letter grade if additional time is provided to implement the intervention and support strategies prescribed by the school improvement plan. Notwithstanding this sub-subparagraph, a charter school that earns a second consecutive grade of “F” is subject to subparagraph 3.

d. A charter school is no longer required to implement a corrective action if it improves to a “C” or higher. However, the charter school must continue to implement strategies identified in the school improvement plan. The sponsor must annually review implementation of the school improvement plan to monitor the school’s continued improvement pursuant to subparagraph 4.

e. A charter school implementing a corrective action that does not improve to a “C” or higher after 2 full school years of implementing the corrective action must select a different corrective action. Implementation of the new corrective action must begin in the school year following the implementation period of the existing corrective action, unless the sponsor determines that the charter school is likely to improve to a “C” or higher if additional time is provided to implement the existing corrective action. Notwithstanding this sub-subparagraph, a charter school that earns a second consecutive grade of “F” while implementing a corrective action is subject to subparagraph 3.

3. A charter school’s charter contract is automatically terminated if the school earns two consecutive grades of “F” after all school grade appeals are final unless:

a. The charter school is established to turn around the performance of a district public school pursuant to s. 1008.33(4)(b)2. Such charter schools shall be governed by s. 1008.33;

b. The charter school serves a student population the majority of which resides in a school zone served by a district public school subject to s. 1008.33(4) and the charter school earns at least a grade of “D” in its third year of operation. The exception provided under this sub-subparagraph does not apply to a charter school in its fourth year of operation and thereafter; or

c. The state board grants the charter school a waiver of termination. The charter school must request the waiver within 15 days after the department’s official release of school grades. The state board may waive termination if the charter school demonstrates that the Learning Gains of its students on statewide assessments are comparable to or better than the Learning Gains of similarly situated students enrolled in nearby district public schools. The waiver is valid for 1 year and may only be granted once. Charter schools that have been in operation for more than 5 years are not eligible for a waiver under this sub-subparagraph.

The sponsor shall notify the charter school’s governing board, the charter school principal, and the department in writing when a charter contract is terminated under this subparagraph. ~~The letter of termination must meet the requirements of paragraph (8)(c). A charter terminated under this subparagraph must follow the procedures for dissolution and reversion of public funds pursuant to paragraphs (8)(d)-(f) and (9)(o) paragraphs (8)(c)-(g) and (9)(e).~~

4. The director and a representative of the governing board of a graded charter school that has implemented a school improvement plan under this paragraph shall appear before the sponsor at least once a year to present information regarding the progress of intervention and support strategies implemented by the school pursuant to the school improvement plan and corrective actions, if applicable. The sponsor shall communicate at the meeting, and in writing to the director, the services provided to the school to help the school address its deficiencies.

5. Notwithstanding any provision of this paragraph except sub-subparagraphs 3.a.-c., the sponsor may terminate the charter at any time pursuant to subsection (8).

(20) SERVICES.—

(b) If goods and services are made available to the charter school through the contract with the school district, they shall be provided to the charter school at a rate no greater than the district’s actual cost unless mutually agreed upon by the charter school and the sponsor in a

contract negotiated separately from the charter. When mediation has failed to resolve disputes over contracted services or contractual matters not included in the charter, an appeal may be made to *an administrative law judge appointed by the Division of Administrative Hearings. The administrative law judge has final order authority to rule on the dispute. The administrative law judge shall award the prevailing party reasonable attorney fees and costs incurred during the mediation process, administrative proceeding, and any appeals, to be paid by the party whom the administrative law judge rules against for a dispute resolution hearing before the Charter School Appeal Commission.* To maximize the use of state funds, school districts shall allow charter schools to participate in the sponsor’s bulk purchasing program if applicable.

Section 9. Subsection (1), paragraph (a) of subsection (2), and paragraph (b) of subsection (3) of section 1002.331, Florida Statutes, are amended to read:

1002.331 High-performing charter schools.—

(1) A charter school is a high-performing charter school if it:

(a) Received at least two school grades of “A” and no school grade below “B,” pursuant to s. 1008.34, during each of the previous 3 school years or received at least two consecutive school grades of “A” in the most recent 2 school years.

(b) Received an unqualified opinion on each annual financial audit required under s. 218.39 in the most recent 3 fiscal years for which such audits are available.

(c) Did not receive a financial audit that revealed one or more of the financial emergency conditions set forth in s. 218.503(1) in the most recent 3 fiscal years for which such audits are available. However, this requirement is deemed met for a charter school-in-the-workplace if there is a finding in an audit that the school has the monetary resources available to cover any reported deficiency or that the deficiency does not result in a deteriorating financial condition pursuant to s. 1002.345(1)(a)3.

For purposes of determining initial eligibility, the requirements of paragraphs (b) and (c) only apply to the most recent 2 fiscal years if the charter school earns two consecutive grades of “A.” A virtual charter school established under s. 1002.33 is not eligible for designation as a high-performing charter school.

(2) A high-performing charter school is authorized to:

(a) Increase its student enrollment once per school year to more than the capacity identified in the charter, but student enrollment may not exceed the ~~current facility~~ capacity of the facility at the time of enrollment. *Facility capacity for purposes of grade level expansion shall include any improvements to an existing facility or any new facility in which a majority of the students of the high-performing charter school will enroll.*

A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable. If a charter school notifies the sponsor of its intent to expand, the sponsor shall modify the charter within 90 days to include the new enrollment maximum and may not make any other changes. The sponsor may deny a request to increase the enrollment of a high-performing charter school if the commissioner has declassified the charter school as high-performing. If a high-performing charter school requests to consolidate multiple charters, the sponsor shall have 40 days after receipt of that request to provide an initial draft charter to the charter school. The sponsor and charter school shall have 50 days thereafter to negotiate and notice the charter contract for final approval by the sponsor.

(3)

(b) A high-performing charter school may not establish more than ~~two one charter schools school~~ within the state under paragraph (a) in any year. A subsequent application to establish a charter school under paragraph (a) may not be submitted unless each charter school established in this manner achieves high-performing charter school status.

However, a high-performing charter school may establish more than one charter school within the state under paragraph (a) in any year if it operates in the area of a persistently low-performing school and serves students from that school.

Section 10. Present subsections (11) and (12) of section 1002.333, Florida Statutes, are redesignated as subsections (12) and (13), respectively, a new subsection (11) is added to that section, and subsections (1) and (2), paragraph (a) of subsection (4), paragraphs (b), (g), and (i) of subsection (5), paragraph (a) of subsection (7), subsection (9), and paragraphs (b) and (d) of subsection (10) of that section are amended, to read:

1002.333 Persistently low-performing schools.—

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

(a) “Hope operator” means an entity identified by the department pursuant to subsection (2).

(b) “Persistently low-performing school” means a school that has completed 2 school years of a district-managed turnaround plan required under s. 1008.33(4)(a) and has not improved its school grade to a “C” or higher, earned three consecutive grades lower than a “C,” pursuant to s. 1008.34, and a school that was closed pursuant to s. 1008.33(4) within 2 years after the submission of a notice of intent.

(c) “School of hope” means:

1. A charter school operated by a hope operator which serves students from one or more persistently low-performing schools; is located in the attendance zone of a persistently low-performing school ~~or within a 5-mile radius of such school, whichever is greater~~; and is a Title I eligible school; or

2. A school operated by a hope operator pursuant to s. 1008.33(4)(b) ~~s. 1008.33(4)(b)3.~~

(2) HOPE OPERATOR.—A hope operator is a nonprofit organization with tax exempt status under s. 501(c)(3) of the Internal Revenue Code ~~which that~~ operates three or more charter schools that serve students in grades K-12 in Florida or other states with a record of serving students from low-income families and is designated by the State Board of Education as a hope operator based on a determination that:

(a) The past performance of the hope operator meets or exceeds the following criteria:

1. The achievement of enrolled students exceeds the district and state averages of the states in which the operator’s schools operate;

2. The average college attendance rate at all schools currently operated by the operator exceeds 80 percent, if such data is available;

3. The percentage of students eligible for a free or reduced price lunch under the National School Lunch Act enrolled at all schools currently operated by the operator exceeds 70 percent;

4. The operator is in good standing with the authorizer in each state in which it operates;

5. The audited financial statements of the operator are free of material misstatements and going concern issues; and

6. Other outcome measures as determined by the State Board of Education;

(b) The operator was awarded a United States Department of Education Charter School Program Grant for Replication and Expansion of High-Quality Charter Schools within the preceding 3 years before applying to be a hope operator;

(c) The operator receives funding through the National Fund of the Charter School Growth Fund to accelerate the growth of the nation’s best charter schools; or

(d) The operator is selected by a district school board in accordance with s. 1008.33.

An entity that meets the requirements of paragraph (b), paragraph (c), or paragraph (d) before the adoption by the state board of measurable criteria pursuant to paragraph (a) shall be designated as a hope operator. After the adoption of the measurable criteria, an entity, including a governing board that operates a school established pursuant to s. 1008.33(4)(b)3, ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it meets the criteria of paragraph (a).

(4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator seeking to open a school of hope must submit a notice of intent to the school district in which a persistently low-performing school has been identified by the State Board of Education pursuant to subsection (10).

(a) The notice of intent must include *all of the following*:

1. An academic focus and plan.

2. A financial plan.

3. Goals and objectives for increasing student achievement for the students from low-income families.

4. A completed or planned community outreach plan.

5. The organizational history of success in working with students with similar demographics.

6. The grade levels to be served and enrollment projections.

7. ~~The specific proposed~~ location or geographic area proposed for the school and its proximity to the persistently low-performing school ~~or the plan to use the district-owned facilities of the persistently low-performing school.~~

8. A staffing plan.

9. *An operations plan specifying the operator’s intent to undertake the operations of the persistently low-performing school in its entirety or through limited components of the operations.*

(5) PERFORMANCE-BASED AGREEMENT.—The following shall comprise the entirety of the performance-based agreement:

~~(b) The location or geographic area proposed for the school of hope and its proximity to the persistently low-performing school.~~

~~(f)(g)~~ The grounds for termination, including failure to meet the requirements for student performance established pursuant to paragraph (d) ~~(e)~~, generally accepted standards of fiscal management, or material violation of terms of the agreement. The nonrenewal or termination of a performance-based agreement must comply with the requirements of s. 1002.33(8).

~~(h)(i)~~ A provision establishing the initial term as 5 years. The agreement ~~must~~ ~~shall~~ be renewed, upon the request of the hope operator, unless the school fails to meet the requirements for student performance established pursuant to paragraph (d) ~~(e)~~ or generally accepted standards of fiscal management or the school of hope materially violates the law or the terms of the agreement.

(7) FACILITIES.—

~~(a)1. A school of hope that meets the definition under subparagraph (1)(c)1. shall use facilities that comply with the Florida Building Code, except for the State Requirements for Educational Facilities. A school of hope that uses school district facilities must comply with the State Requirements for Educational Facilities only if the school district and the hope operator have entered into a mutual management plan for the reasonable maintenance of such facilities. The mutual management plan shall contain a provision by which the district school board agrees to maintain the school facilities in the same manner as its other public schools within the district.~~

2. *A school of hope that meets the definition under subparagraph (1)(c)2. and that receives funds from the hope supplemental services allocation under s. 1011.62(16) shall use the district-owned facilities of the persistently low-performing school that the school of hope operates. A school of hope that uses district-owned facilities must enter into a mutual management plan with the school district for the reasonable*

maintenance of the facilities. The mutual management plan must contain a provision specifying that the district school board agrees to maintain the school facilities in the same manner as other public schools within the district.

The local governing authority shall not adopt or impose any local building requirements or site-development restrictions, such as parking and site-size criteria, student enrollment, and occupant load, that are addressed by and more stringent than those found in the State Requirements for Educational Facilities of the Florida Building Code. A local governing authority must treat schools of hope equitably in comparison to similar requirements, restrictions, and site planning processes imposed upon public schools. The agency having jurisdiction for inspection of a facility and issuance of a certificate of occupancy or use shall be the local municipality or, if in an unincorporated area, the county governing authority. If an official or employee of the local governing authority refuses to comply with this paragraph, the aggrieved school or entity has an immediate right to bring an action in circuit court to enforce its rights by injunction. An aggrieved party that receives injunctive relief may be awarded reasonable attorney fees and court costs.

(9) FUNDING.—

(a) Schools of hope shall be funded in accordance with s. 1002.33(17).

(b) Schools of hope shall receive priority in the department's Public Charter School Grant Program competitions.

(c) Schools of hope shall be considered charter schools for purposes of s. 1013.62, except charter capital outlay may not be used to purchase real property or for the construction of school facilities.

(d) Schools of hope that meet the definition under subparagraph (1)(c)1. are eligible to receive funds from the Schools of Hope Program.

(e) Schools of hope that meet the definition under subparagraph (1)(c)2. are eligible to receive funds from the hope supplemental services allocation established under s. 1011.62(16).

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive *funding for services authorized up to \$2,000 per full-time equivalent student from the hope supplemental services allocation established under s. 1011.62(16)* ~~Schools of Hope Program based upon the strength of the school's plan for implementation and its focus on evidence-based interventions that lead to student success by providing wrap around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap around services include, but are not limited to, tutorial and after school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:~~

~~1. Establish wrap around services that develop family and community partnerships.~~

~~2. Establish clearly defined and measurable high academic and character standards.~~

~~3. Increase parental involvement and engagement in the child's education.~~

~~4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the requirements of s. 1012.22(1)(e)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.~~

~~5. Identify a knowledge rich curriculum that the school will use that focuses on developing a student's background knowledge.~~

~~6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.~~

(d) Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for the purpose of this subsection which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.

(11) SCHOOLS OF HOPE MANAGEMENT.—A hope operator or the owner of a school of hope may not serve as the principal of any school that he or she manages.

Section 11. Section 1002.334, Florida Statutes, is created to read:

1002.334 Franchise model schools.—

(1) As used in this section, the term “franchise model school” means a persistently low-performing school, as defined in s. 1002.333(1)(b), which is led by a highly effective principal in addition to the principal's currently assigned school. If a franchise model school achieves a grade of “C” or higher, the school may retain its status as a franchise model school at the discretion of the school district.

(2) A school district that has one or more persistently low-performing schools may use a franchise model school as a school turnaround option pursuant to s. 1008.33(4)(b)4.

(3) A franchise model school principal:

(a) Must be rated as highly effective pursuant to s. 1012.34;

(b) May lead two or more schools, including a persistently low-performing school or a school that was considered a persistently low-performing school before becoming a franchise model school;

(c) May allocate resources and personnel between the schools under his or her administration; however, he or she must expend hope supplemental services allocation funds, authorized under s. 1011.62(16), at the franchise model school; and

(d) Is eligible to receive a Best and Brightest Principal award under s. 1012.732.

Section 12. Present paragraph (c) of subsection (9) of section 1002.37, Florida Statutes, is amended, and a new paragraph (c) is added to that subsection, to read:

1002.37 The Florida Virtual School.—

(9)

(c) Industry certification examinations, national assessments, and statewide assessments offered by the school district must be available to all Florida Virtual School students.

(d)(e) Unless an alternative testing site is mutually agreed to by the Florida Virtual School and the school district or as contracted under s. 1008.24, all industry certification examinations, national assessments, and statewide assessments must be taken at the school to which the student would be assigned according to district school board attendance areas. A school district must provide the student with access to the school's testing facilities and the date and time of the administration of each examination or assessment.

Section 13. Paragraph (d) of subsection (2), paragraphs (d) and (h) of subsection (5), subsection (8), and paragraph (a) of subsection (11) of section 1002.385, Florida Statutes, are amended to read:

1002.385 The Gardiner Scholarship.—

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

(d) “Disability” means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association; cerebral palsy, as defined in s. 393.063(6); Down syndrome, as defined in s. 393.063(15); an intellectual disability, as defined in s. 393.063(24); Phelan-McDer-

mid syndrome, as defined in s. 393.063(28); Prader-Willi syndrome, as defined in s. 393.063(29); spina bifida, as defined in s. 393.063(40); being a high-risk child, as defined in s. 393.063(23)(a); muscular dystrophy; Williams syndrome; a rare *disease, a disorder that affects diseases which affect* patient populations of fewer than 200,000 individuals or fewer in the United States, as defined by the *Orphan Drug Act of 1983, Pub. L. No. 97-414 National Organization for Rare Disorders*; anaphylaxis; deaf; visually impaired; traumatic brain injured; hospital or homebound; or identification as dual sensory impaired, as defined by rules of the State Board of Education and evidenced by reports from local school districts. The term “hospital or homebound” includes a student who has a medically diagnosed physical or psychiatric condition or illness, as defined by the state board in rule, and who is confined to the home or hospital for more than 6 months.

(5) **AUTHORIZED USES OF PROGRAM FUNDS.**—Program funds must be used to meet the individual educational needs of an eligible student and may be spent for the following purposes:

(d) Enrollment in, or tuition or fees associated with enrollment in, a home education program, an eligible private school, an eligible post-secondary educational institution or a program offered by the institution, ~~a private tutoring program authorized under s. 1002.43~~, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator’s certificate pursuant to s. 1012.56; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). As used in this paragraph, the term “part-time tutoring services” does not qualify as regular school attendance as defined in s. 1003.01(13) ~~s. 1003.01(13)(c)~~.

A provider of any services receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Gardiner Scholarship with the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid for using Gardiner Scholarship funds.

(8) **PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.**—An eligible private school may be sectarian or nonsectarian and shall:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the organization, upon request, all documentation required for the student’s participation, including the private school’s and student’s fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student’s progress.

2. Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student’s scores to the parent.

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school shall submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school’s physical location.

(e) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this ~~chapter section~~ in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the organization that awarded the majority of the school’s scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

If a private school ~~fails or refuses~~ ~~is unable~~ to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (e), the commissioner may determine that the private school is ineligible to participate in the program.

(11) **PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.**—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or the services that best meet the needs of his or her child. The scholarship award for a student is based on a matrix that assigns the student to support Level III services. If a parent receives an IEP and a matrix of services from the school district pursuant to subsection (7), the amount of the payment shall be adjusted as needed, when the school district completes the matrix.

(a) To satisfy or maintain program eligibility, including eligibility to receive and spend program payments, the parent must sign an agreement with the organization and annually submit a notarized, sworn compliance statement to the organization to:

1. Affirm that the student is enrolled in a program that meets regular school attendance requirements as provided in s. 1003.01(13)(b) or (c) ~~s. 1003.01(13)(b) (d)~~.

2. Affirm that the program funds are used only for authorized purposes serving the student’s educational needs, as described in subsection (5).

3. Affirm that the parent is responsible for the education of his or her student by, as applicable:

a. Requiring the student to take an assessment in accordance with paragraph (8)(c);

b. Providing an annual evaluation in accordance with s. 1002.41(1)(c); or

c. Requiring the child to take any preassessments and postassessments selected by the provider if the child is 4 years of age and is enrolled in a program provided by an eligible Voluntary Pre-kindergarten Education Program provider. A student with disabilities for whom a preassessment and postassessment is not appropriate is exempt from this requirement. A participating provider shall report a student’s scores to the parent.

4. Affirm that the student remains in good standing with the provider or school if those options are selected by the parent.

A parent who fails to comply with this subsection forfeits the Gardiner Scholarship.

Section 14. Subsection (3), paragraph (f) of subsection (6), and subsection (8) of section 1002.39, Florida Statutes, are amended to read:

1002.39 The John M. McKay Scholarships for Students with Disabilities Program.—There is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Disabilities Program.

(3) **JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.**—A student is not eligible for a John M. McKay Scholarship:

(a) While he or she is enrolled in a school operating for the purpose of providing educational services to youth in Department of Juvenile Justice commitment programs;

(b) While he or she is receiving a Florida tax credit scholarship under s. 1002.395;

(c) While he or she is receiving an educational scholarship pursuant to this chapter;

(d) While he or she is participating in a home education program as defined in s. 1002.01(1);

~~(e) While he or she is participating in a private tutoring program pursuant to s. 1002.43;~~

~~(f)(g)~~ While he or she is participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year;

~~(f)(g)~~ While he or she is enrolled in the Florida School for the Deaf and the Blind;

~~(g)(h)~~ While he or she is not having regular and direct contact with his or her private school teachers at the school's physical location unless he or she is enrolled in the private school's transition-to-work program pursuant to subsection (10); or

~~(h)(i)~~ If he or she has been issued a temporary 504 accommodation plan under s. 504 of the Rehabilitation Act of 1973 which is valid for 6 months or less.

(6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(f)1. Conduct ~~random~~ site visits to private schools participating in the John M. McKay Scholarships for Students with Disabilities Program *as authorized under s. 1002.421(7). The purposes purpose* of the site visits ~~are solely to verify compliance with the provisions of subsection (7) aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results, which information is required by rules of the State Board of Education, subsection (8), and s. 1002.421. The Department of Education may not make followup more than three random site visits at any time to any school that has received a notice of noncompliance or a notice of proposed action within the previous 2 years pursuant to subsection (7) each year and may not make more than one random site visit each year to the same private school.~~

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—To be eligible to participate in the John M. McKay Scholarships for Students with Disabilities Program, a private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the department all documentation required for a student's participation, including the private school's and student's fee schedules, at least 30 days before any quarterly scholarship payment is made for the student pursuant to paragraph (11)(e). A student is not eligible to receive a quarterly scholarship payment if the private school fails to meet this deadline.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Cooperating with the scholarship student whose parent chooses to participate in the statewide assessments pursuant to s. 1008.22.

(d) Maintain in this state a physical location where a scholarship student regularly attends classes.

(e) If the private school that participates in a state scholarship program under this chapter receives more than \$250,000 in funds from scholarships awarded under chapter 1002 in a state fiscal year, provide an annual report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o). Such a private school must annually submit the required report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The failure or refusal ~~inability~~ of a private school to meet the requirements of this subsection shall constitute a basis for the ineligibility of the private school to participate in the scholarship program as determined by the department.

Section 15. Subsection (4), paragraph (o) of subsection (6), subsection (8), and paragraph (n) of subsection (9) of section 1002.395, Florida Statutes, are amended to read:

1002.395 Florida Tax Credit Scholarship Program.—

(4) SCHOLARSHIP PROHIBITIONS.—A student is not eligible for a scholarship while he or she is:

(a) Enrolled in a school operating for the purpose of providing educational services to youth in Department of Juvenile Justice commitment programs;

(b) Receiving a scholarship from another eligible nonprofit scholarship-funding organization under this section;

(c) Receiving an educational scholarship pursuant to chapter 1002;

(d) Participating in a home education program as defined in s. 1002.01(1);

~~(e) Participating in a private tutoring program pursuant to s. 1002.43;~~

~~(f)(g)~~ Participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year; or

~~(f)(g)~~ Enrolled in the Florida School for the Deaf and the Blind.

(6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—An eligible nonprofit scholarship-funding organization:

(o)1.a. Must participate in the joint development of agreed-upon procedures to be performed by an independent certified public accountant as required under paragraph (8)(e) if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this ~~chapter section~~ during the ~~2009-2010~~ state fiscal year. The agreed-upon procedures must uniformly apply to all private schools and must determine, at a minimum, whether the private school has been verified as eligible by the Department of Education under paragraph (9)(c); has an adequate accounting system, system of financial controls, and process for deposit and classification of scholarship funds; and has properly expended scholarship funds for education-related expenses. During the development of the procedures, the participating scholarship-funding organizations shall specify guidelines governing the materiality of exceptions that may be found during the accountant's performance of the procedures. The procedures and guidelines shall be provided to private schools and the Commissioner of Education by March 15, 2011.

b. Must participate in a joint review of the agreed-upon procedures and guidelines developed under sub-subparagraph a., by February 2013 and biennially thereafter, if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this *chapter section* during the state fiscal year preceding the biennial review. If the procedures and guidelines are revised, the revisions must be provided to private schools and the Commissioner of Education by March 15, 2013, and biennially thereafter.

c. Must monitor the compliance of a private school with paragraph (8)(e) if the scholarship-funding organization provided the majority of the scholarship funding to the school. For each private school subject to paragraph (8)(e), the appropriate scholarship-funding organization shall notify the Commissioner of Education by October 30, 2011, and annually thereafter of:

(I) A private school's failure to submit a report required under paragraph (8)(e); or

(II) Any material exceptions set forth in the report required under paragraph (8)(e).

2. Must seek input from the accrediting associations that are members of the Florida Association of Academic Nonpublic Schools when jointly developing the agreed-upon procedures and guidelines under sub-subparagraph 1.a. and conducting a review of those procedures and guidelines under sub-subparagraph 1.b.

Information and documentation provided to the Department of Education and the Auditor General relating to the identity of a taxpayer that provides an eligible contribution under this section shall remain confidential at all times in accordance with s. 213.053.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the eligible nonprofit scholarship-funding organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Annually administering or making provision for students participating in the scholarship program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school must report a student's scores to the parent. A participating private school must annually report by August 15 the scores of all participating students to the Learning System Institute described in paragraph (9)(j).

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school must submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under paragraph (6)(o) if the private school receives more than \$250,000 in funds from

scholarships awarded under this *chapter section* in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the scholarship-funding organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

If a private school *fails or refuses* ~~is unable~~ to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (e), the commissioner may determine that the private school is ineligible to participate in the scholarship program as determined by the Department of Education.

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The Department of Education shall:

(n)1. Conduct site visits to private schools participating in the Florida Tax Credit Scholarship Program *as authorized under s. 1002.421(7)*. The ~~purposes~~ *purpose* of the site visits ~~are solely to verify compliance with the provisions of subsection (11) aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results. The Department of Education may not make more than seven site visits each year; however, The department may make followup additional site visits at any time to any school that, pursuant to subsection (11), has received a notice of noncompliance or a notice of proposed action within the previous 2 years.~~

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.

Section 16. Section 1002.40, Florida Statutes, is created to read:

1002.40 *The Hope Scholarship Program.*—

(1) *PURPOSE.*—*The Hope Scholarship Program is established to provide the parent of a public school student who was the victim of a substantiated incident of violence or abuse, as listed in subsection (3), an opportunity to transfer the student to another public school that has capacity or to request and receive a scholarship for the student to enroll in and attend an eligible private school.*

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

(a) *"Department"* means the Department of Education.

(b) *"Eligible contribution" or "contribution" means a monetary contribution from a person required to pay sales and use tax on the purchase or acquisition of a motor vehicle, subject to the restrictions provided in this section, to an eligible nonprofit scholarship-funding organization. The taxpayer making the contribution may not designate a specific student as the beneficiary of the contribution.*

(c) *"Eligible nonprofit scholarship-funding organization" or "organization" has the same meaning as provided in s. 1002.395(2)(f), as determined by the department.*

(d) *"Eligible private school" has the same meaning as provided in s. 1002.395(2)(g), as determined by the department.*

(e) *"Motor vehicle" has the same meaning as provided in s. 320.01(1)(a), but does not include heavy trucks, truck tractors, trailers, and motorcycles.*

(f) *"Parent" means a resident of this state who is a parent, as defined in s. 1000.21, and whose public school student was the victim of a reported incident, as listed in subsection (3).*

(g) *"Principal" means the principal or his or her designee.*

(h) *"Program" means the Hope Scholarship Program.*

(i) "School" includes any educational program or activity conducted by a public K-12 educational institution, any school-related or school-sponsored program or activity, and riding on a school bus, as defined in s. 1006.25(1), including waiting at a school bus stop.

(j) "Unweighted FTE funding amount" means the statewide average total funds per unweighted full-time equivalent funding amount that is incorporated by reference in the General Appropriations Act for the applicable state fiscal year.

(3) **PROGRAM ELIGIBILITY.**—Beginning with the 2018-2019 school year, contingent upon available funds, and on a first-come, first-served basis, a student enrolled full time in a Florida public school in kindergarten through grade 12 is eligible for a scholarship under this program if all of the following conditions are met:

(a) The student is the victim of a substantiated incident of battery; harassment; hazing; bullying; kidnapping; physical attack; robbery; sexual offenses, harassment, assault, or battery; threat or intimidation; or fighting at school.

(b) The incident is formally reported by the victim or the victim's parent to the principal.

(c) Through an investigation, the principal finds that the incident is substantiated.

(d) The principal's investigation remains open or the district's resolution of issues related to the incident remain unresolved after timely notification, deliberative evaluation, and 30 days of responsible and appropriate action taken in accordance with paragraph (5)(a).

(4) **PROGRAM PROHIBITIONS.**—Payment of a scholarship may not be made if a student is:

(a) Enrolled in a public school, including, but not limited to, the Florida School for the Deaf and the Blind; the College-Preparatory Boarding Academy; the Florida Virtual School; a developmental research school authorized under s. 1002.32; or a charter school authorized under s. 1002.33, s. 1002.331, s. 1002.332, or s. 1002.333;

(b) Enrolled in a school operating for the purpose of providing educational services to youth in the Department of Juvenile Justice commitment programs;

(c) Participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year;

(d) Receiving any other educational scholarship pursuant to this chapter; or

(e) Participating in a home education program, as defined in s. 1002.01.

(5) **SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.**—

(a)1. Within 24 hours after receipt of a formal report of an incident listed in subsection (3)(a), the principal shall provide a copy of the report to the victim's parent and the alleged offender's parent. The report must include a statement of the expected investigative actions and the timeline for reporting the outcome of the investigation. Within 24 hours after receipt of the formal report, the principal must also provide the superintendent with a copy of the report and verification that the parents of the victim and the alleged offender have been provided a copy of the incident report and other required information.

2. In accordance with s. 1006.09, the principal must investigate the incident to determine if the incident is substantiated or unsubstantiated, and if the incident must be reported. The principal may, at his or her discretion, determine the extent to which each student was engaged in instigating, initiating, or reacting to a physical altercation, and may consider such information when evaluating and determining appropriate disciplinary actions and investigation outcomes.

3. During the investigation period, the principal and the superintendent shall take all necessary actions to continue the educational

services of students involved in the reported incident while taking every reasonable precaution to keep the alleged offender separated from the victim or any sibling of the victim while on school grounds or on school transportation, pursuant to ss. 1006.09, 1006.13, and 1006.147, as appropriate.

4. Upon the principal's determination that an alleged incident is unsubstantiated or the resolution of issues related to a substantiated incident or within 15 days after the incident was reported, whichever occurs first, the principal must report to the victim's parent and the alleged offender's parent the findings, outcome, or status of the investigation. The principal shall continue to provide such reports to the parents at least every 15 days until the investigation concludes and issues associated with the incident are resolved.

5. If the principal's investigation into the incident remains open more than 30 days after the date a substantiated incident was reported or issues associated with the incident remain unresolved, the school district, in accordance with the school district's code of student conduct, shall:

a. Notify the victim's parent of the availability of the program and offer that parent an opportunity to enroll his or her student in another public school or to request and receive a scholarship to attend an eligible private school, subject to available funding; and

b. Provide the victim's parent with a written notification of the result of the principal's investigation of the alleged incident. The parent must provide such notification to the scholarship-funding organization that verifies the student's eligibility.

6. To facilitate timely, appropriate, and fiscally accountable scholarship payments, school districts must report and verify student enrollment information during and outside of regular FTE student enrollment survey periods, as requested by the department pursuant to paragraph (7)(d).

(b)1. A parent who, pursuant to s. 1002.31, chooses to enroll his or her student in a Florida public school located outside the district in which the student resides shall be eligible for a scholarship under paragraph (1)(b) to transport the student.

2. For each student participating in the program in a private school who chooses to participate in the statewide assessments under s. 1008.22 or the Florida Alternate Assessment, the school district in which the student resides must notify the student and his or her parent about the locations and times to take all statewide assessments.

(6) **PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.**—An eligible private school may be sectarian or nonsectarian and shall:

(a) Meet the definition of a private school in s. 1002.01 and comply with all requirements for private schools participating in state school choice scholarship programs pursuant to this section and s. 1002.421.

(b) Provide to the organization and the department, upon request, all documentation required for the student's participation, including, but not limited to, the private school's and the student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the department or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to his or her parent.

3. Cooperating with the student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school shall submit a request in writing to the department by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Maintain in this state a physical location where a scholarship student regularly attends classes.

(f) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this section in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The failure of a private school to meet the requirements of this subsection constitutes a basis for the ineligibility of the private school to participate in the program, as determined by the department.

(7) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(a) Establish a toll-free hotline that provides parents and private schools with information on participation in the program.

(b) Annually verify the eligibility of private schools that meet the requirements of subsection (6).

(c) Require an annual notarized and sworn compliance statement by participating private schools certifying compliance with state laws and retain such records.

(d) Cross-check the list of participating students with the public school enrollment lists and participation lists in other scholarship programs established under this chapter before each scholarship payment to avoid duplication.

(e) Maintain a list of nationally norm-referenced tests identified for purposes of satisfying the testing requirement in paragraph (9)(f). The tests must meet industry standards of quality in accordance with State Board of Education rule.

(f) Require quarterly reports by an eligible nonprofit scholarship-funding organization regarding the number of students participating in the scholarship program, the private schools in which the students are enrolled, and other information deemed necessary by the department.

(g) Contract with an independent entity to provide an annual evaluation of the program by:

1. Reviewing the school climate and code of student conduct of each public school that reported the occurrence of a monthly average of 10 or more substantiated incidents to determine areas in the school or school district procedures involving reporting, investigating, and communicating a parent's and student's rights which are in need of improvement. At a minimum, the review must include:

a. An assessment of the investigation time and quality of the response of the school and the school district;

b. An assessment of the effectiveness of communication procedures with the students involved in an incident, the students' parents, and the school and school district personnel;

c. An analysis of school incident and discipline data; and

d. The challenges and obstacles relating to implementing recommendations from this review.

2. Reviewing the school climate and code of student conduct of each public school a student transferred to if the student was from a school identified in subparagraph 1. in order to identify best practices and make recommendations to a public school at which the incidents occurred.

3. Reviewing the performance of participating students enrolled in a private school in which the majority of the school's total enrolled students in the prior school year participated in one or more scholarship programs, as defined in s. 1002.01, in which there are at least 10 participating students who have scores for tests administered; and reviewing the school climate and code of student conduct of the private school if one or more scholarship participants were involved in a reported incident at the school during the prior school year.

4. Surveying the parents of participating students to determine academic, safety, and school climate satisfaction and to identify any challenges or obstacles in addressing the incident or relating to the use of the scholarship.

(h) Upon the request of a participating private school, provide at no cost to the school the statewide assessments administered under s. 1008.22 and any related materials for administering the assessments. Students at a private school may be assessed using the statewide assessments if the addition of those students and the school does not cause the state to exceed its contractual caps for the number of students tested and the number of testing sites. The state shall provide the same materials and support to a private school that it provides to a public school. A private school that chooses to administer statewide assessments under s. 1008.22 shall follow the requirements set forth in ss. 1008.22 and 1008.24, rules adopted by the State Board of Education to implement those sections, and district-level testing policies established by the district school board.

(i) Establish a process by which individuals may notify the department of any violation by a parent, private school, or school district of state laws relating to program participation. The department shall conduct an inquiry or make a referral to the appropriate agency for an investigation of any written complaint of a violation of this section if the complaint is signed by the complainant and is legally sufficient. A complaint is legally sufficient if such complaint contains ultimate facts that show that a violation of this section or any rule adopted by the State Board of Education pursuant to this section has occurred. In order to determine legal sufficiency, the department may require supporting information or documentation from the complainant. A department inquiry is not subject to the requirements of chapter 120.

(j)1. Conduct site visits to participating private schools. The purpose of the site visits is solely to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, teachers' fingerprinting results, and other conditions required pursuant to s. 1002.421 and this section. The department may not make more than seven site visits each year; however, the department may make additional site visits at any time to a school that is the subject of a violation complaint submitted pursuant to paragraph (i), is identified by an organization for a known or suspected violation, or has received a notice of noncompliance or a notice of proposed action within the current year or the previous 2 years.

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the department's actions with respect to implementing accountability in the program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program, and the corrective action taken by the department.

(8) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

(a) The Commissioner of Education:

1. Shall deny, suspend, or revoke a private school's participation in the program if it is determined that the private school has failed to comply with the provisions of this section. However, if the noncompliance is correctable within a reasonable amount of time and if the health, safety, or welfare of the students is not threatened, the commissioner may issue a notice of noncompliance which provides the private school with a timeframe within which to provide evidence of compliance before taking

action to suspend or revoke the private school's participation in the program.

2. May deny, suspend, or revoke a private school's participation in the program if the commissioner determines that an owner or operator of the private school is operating or has operated an educational institution in this state or in another state or jurisdiction in a manner contrary to the health, safety, or welfare of the public.

a. In making such a determination, the commissioner may consider factors that include, but are not limited to, acts or omissions by an owner or operator which led to a previous denial or revocation of participation in an education scholarship program; an owner's or operator's failure to reimburse the department for scholarship funds improperly received or retained by a school; imposition of a prior criminal sanction related to an owner's or operator's management or operation of an educational institution; imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an owner's or operator's management or operation of an educational institution; or other types of criminal proceedings in which an owner or operator was found guilty of, regardless of adjudication, or entered a plea of *nolo contendere* or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

b. For purposes of this subparagraph, the term "owner or operator" includes an owner, operator, superintendent, or principal of, or a person who has equivalent decisionmaking authority over, a private school participating in the scholarship program.

(b) The commissioner's determination is subject to the following:

1. If the commissioner intends to deny, suspend, or revoke a private school's participation in the program, the department shall notify the private school of such proposed action in writing by certified mail and regular mail to the private school's address of record with the department. The notification shall include the reasons for the proposed action and notice of the timelines and procedures set forth in this paragraph.

2. The private school that is adversely affected by the proposed action shall have 15 days after receipt of the notice of proposed action to file with the department's agency clerk a request for a proceeding pursuant to ss. 120.569 and 120.57. If the private school is entitled to a hearing under s. 120.57(1), the department shall refer the request to the Division of Administrative Hearings.

3. Upon receipt of a request referred pursuant to this paragraph, the director of the Division of Administrative Hearings shall expedite the hearing and assign an administrative law judge who shall commence a hearing within 30 days after the receipt of the formal written request by the division and enter a recommended order within 30 days after the hearing or within 30 days after receipt of the hearing transcript, whichever is later. Each party shall be allowed 10 days in which to submit writen exceptions to the recommended order. A final order shall be entered by the agency within 30 days after the entry of a recommended order. The provisions of this subparagraph may be waived upon stipulation by all parties.

(c) The commissioner may immediately suspend payment of scholarship funds if it is determined that there is probable cause to believe that there is:

1. An imminent threat to the health, safety, or welfare of the students; or

2. Fraudulent activity on the part of the private school. Notwithstanding s. 1002.22, in incidents of alleged fraudulent activity pursuant to this section, the department's Office of Inspector General is authorized to release personally identifiable records or reports of students to the following persons or organizations:

a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

b. A person or entity authorized by a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

c. Any person, entity, or authority issuing a subpoena for law enforcement purposes when the court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.

The commissioner's suspension of payment pursuant to this paragraph may be appealed pursuant to the same procedures and timelines as the notice of proposed action set forth in paragraph (b).

(9) **PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.**—A parent who applies for a Hope Scholarship is exercising his or her parental option to place his or her student in an eligible private school.

(a) The parent must select an eligible private school and apply for the admission of his or her student.

(b) The parent must inform the student's school district when the parent withdraws his or her student to attend an eligible private school.

(c) Any student participating in the program must comply with the regular attendance requirements of s. 1003.01(13) and remain in attendance throughout the school year unless excused by the school for illness or other good cause.

(d) Each parent and each student has an obligation to the private school to comply with the private school's published policies.

(e) Upon reasonable notice to the department and the school district, the parent may remove the student from the private school and place the student in a public school in accordance with this section.

(f) The parent must ensure that the student participating in the program takes the norm-referenced assessment offered by the private school. The parent may also choose to have the student participate in the statewide assessments pursuant to s. 1008.22. If the parent requests that the student participating in the program take the statewide assessments pursuant to s. 1008.22 and the private school has not chosen to offer and administer the statewide assessments, the parent is responsible for transporting the student to the assessment site designated by the school district.

(g) Upon receipt of a scholarship warrant, the parent to whom the warrant is made must restrictively endorse the warrant to the private school for deposit into the account of the private school. The parent may not designate any entity or individual associated with the participating private school as the parent's attorney in fact to endorse a scholarship warrant. A parent who fails to comply with this paragraph forfeits the scholarship.

(10) **OBLIGATIONS OF NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.**—An organization may establish scholarships for eligible students by:

(a) Receiving applications and determining student eligibility in accordance with the requirements of this section.

(b) Notifying parents of their receipt of a scholarship on a first-come, first-served basis, based upon available funds.

(c) Preparing and submitting quarterly and annual reports to the department pursuant to paragraphs (7)(f) and (g). In addition, an eligible nonprofit scholarship-funding organization must submit in a timely manner any information requested by the department relating to the scholarship program.

(d) Notifying the department of any known or suspected violation of this section by a private school, parent, or student.

(11) **FUNDING AND PAYMENT.**—

(a) The maximum amount awarded to a student enrolled in an eligible private school shall be determined as a percentage of the unweighted FTE funding amount for that state fiscal year and thereafter as follows:

1. Eighty-eight percent for a student enrolled in kindergarten through grade 5.
2. Ninety-two percent for a student enrolled in grade 6 through grade 8.
3. Ninety-six percent for a student enrolled in grade 9 through grade 12.

(b) The maximum amount awarded to a student enrolled in a Florida public school located outside of the district in which the student resides shall be \$750.

(c) When a student enters the program, the organization must receive all documentation required for the student's participation, including a copy of the report of the substantiated incident received pursuant to subsection (5) and the private school's and the student's fee schedules. The initial payment shall be made after verification of admission acceptance, and subsequent payments shall be made upon verification of continued enrollment and attendance at the private school.

(d) Payment of the scholarship by the eligible nonprofit scholarship-funding organization may be by individual warrant made payable to the student's parent or by funds transfer made by debit cards, electronic payment cards, or other means of payment which the department deems to be commercially viable or cost-effective. If payment is made by warrant, the warrant must be delivered by the eligible nonprofit scholarship-funding organization to the private school of the parent's choice, and the parent shall restrictively endorse the warrant to the private school. If payment is made by funds transfer, the parent must approve each payment before the scholarship funds may be deposited. The parent may not designate any entity or individual associated with the participating private school as the parent's attorney in fact to endorse a scholarship warrant or approve a funds transfer.

(e) An eligible nonprofit scholarship-funding organization shall obtain verification from the private school of a student's continued attendance at the school for each period covered by a scholarship payment.

(f) Payment of the scholarship shall be made by the eligible nonprofit scholarship-funding organization no less frequently than on a quarterly basis.

(g) An organization may use up to 3 percent of eligible contributions received during the state fiscal year in which such contributions are collected for administrative expenses if the organization has operated as an eligible nonprofit scholarship-funding organization for at least the preceding 3 fiscal years and did not have any findings of material weakness or material noncompliance in its most recent audit under s. 1002.395(6)(m). Such administrative expenses must be reasonable and necessary for the organization's management and distribution of eligible contributions under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. Up to one-third of the funds authorized for administrative expenses under this paragraph may be used for expenses related to the recruitment of contributions from taxpayers. An eligible nonprofit scholarship-funding organization may not charge an application fee.

(h) Moneys received pursuant to this section do not constitute taxable income to the qualified student or his or her parent.

(12) OBLIGATIONS OF THE AUDITOR GENERAL.—

(a) The Auditor General shall conduct an annual operational audit of accounts and records of each organization that participates in the program. As part of this audit, the Auditor General shall verify, at a minimum, the total number of students served and transmit that information to the department. The Auditor General shall provide the commissioner with a copy of each annual operational audit performed pursuant to this subsection within 10 days after the audit is finalized.

(b) The Auditor General shall notify the department of any organization that fails to comply with a request for information.

(13) SCHOLARSHIP FUNDING TAX CREDITS.—

(a) A tax credit is available under s. 212.1832 for use by a taxpayer that makes an eligible contribution to the program. Each eligible con-

tribution is limited to a single payment of \$20 at the time of purchase of a motor vehicle or a single payment of \$20 at the time of registration of a motor vehicle that was not purchased from a dealer. An eligible contribution shall be accompanied by an election to contribute to the program and shall be made by the purchaser at the time of purchase or at the time of registration on a form provided by the Department of Revenue. Payments of contributions shall be made to a dealer, as defined in chapter 212, at the time of purchase of a motor vehicle or to an agent of the Department of Revenue, as designated by s. 212.06(10), at the time of registration of a motor vehicle that was not purchased from a dealer.

(b) A tax collector or any person or firm authorized to sell or issue a motor vehicle license who is designated as an agent of the Department of Revenue pursuant to s. 212.06(10) or who is a dealer shall:

1. Provide the purchaser the contribution election form, as prescribed by the Department of Revenue, at the time of purchase of a motor vehicle or at the time of registration of a motor vehicle that was not purchased from a dealer.
2. Collect eligible contributions.
3. Using a form provided by the Department of Revenue, which shall include the dealer's or agent's federal employer identification number, remit to an organization on or before the 20th day of each month the total amount of contributions made to that organization and collected during the preceding calendar month.
4. Report on each return filed with the Department of Revenue the total amount of credits allowed under s. 212.1832 during the preceding calendar month.

(c) An organization shall report to the Department of Revenue, on or before the 20th day of each month, the total amount of contributions received pursuant to paragraph (b) in the preceding calendar month on a form provided by the Department of Revenue. Such report shall include the federal employer identification number of each tax collector, authorized agent of the Department of Revenue, or dealer who remitted contributions to the organization during that reporting period.

(d) A person who, with intent to unlawfully deprive or defraud the program of its moneys or the use or benefit thereof, fails to remit a contribution collected under this section is guilty of theft of charitable funds, punishable as follows:

1. If the total amount stolen is less than \$300, the offense is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Upon a second conviction, the offender is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Upon a third or subsequent conviction, the offender is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
2. If the total amount stolen is \$300 or more, but less than \$20,000, the offense is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
3. If the total amount stolen is \$20,000 or more, but less than \$100,000, the offense is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
4. If the total amount stolen is \$100,000 or more, the offense is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(e) A person convicted of an offense under paragraph (d) shall be ordered by the sentencing judge to make restitution to the organization in the amount that was stolen from the program.

(14) **LIABILITY.**—The state is not liable for the award or any use of awarded funds under this section.

(15) **SCOPE OF AUTHORITY.**—This section does not expand the regulatory authority of this state, its officers, or any school district to impose additional regulation on participating private schools beyond those reasonably necessary to enforce requirements expressly set forth in this section.

(16) *RULES.*—The State Board of Education shall adopt rules to administer this section.

Section 17. Section 1002.411, Florida Statutes, is created to read:

1002.411 Reading scholarship accounts.—

(1) *READING SCHOLARSHIP ACCOUNTS.*—Reading scholarship accounts are established to provide educational options for students.

(2) *ELIGIBILITY.*—Contingent upon available funds, and on a first-come, first-served basis, each student in grades 3 through 5 who is enrolled in a Florida public school is eligible for a reading scholarship account if the student scored below a Level 3 on the grade 3 or grade 4 statewide, standardized English Language Arts (ELA) assessment in the prior school year.

(3) *PARENT AND STUDENT RESPONSIBILITIES FOR PARTICIPATION.*—

(a) For an eligible student to receive a reading scholarship account, the student's parent must:

1. Submit an application to an eligible nonprofit scholarship-funding organization by the deadline established by such organization; and

2. Submit eligible expenses to the eligible nonprofit scholarship-funding organization for reimbursement of qualifying expenditures, which may include:

a. Instructional materials.

b. Curriculum. As used in this sub-subparagraph, the term “curriculum” means a complete course of study for a particular content area or grade level, including any required supplemental materials and associated online instruction.

c. Tuition and fees for part-time tutoring services provided by a person who holds a baccalaureate or graduate degree in the subject area; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5).

d. Fees for summer education programs.

e. Fees for after-school education programs.

f. Specialized services by approved providers or by a hospital in this state which are selected by the parent. These specialized services may include, but are not limited to:

(I) Applied behavior analysis services as provided in ss. 627.6686 and 641.31098.

(II) Services provided by speech-language pathologists as defined in s. 468.1125.

(III) Occupational therapy services as defined in s. 468.203.

(IV) Services provided by physical therapists as defined in s. 486.021.

(V) Services provided by listening and spoken language specialists and an appropriate acoustical environment for a child who is deaf or hard of hearing and who has received an implant or assistive hearing device.

A provider of any services receiving payments pursuant to this subparagraph may not share any moneys from the reading scholarship with, or provide a refund or rebate of any moneys from such scholarship to, the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid for using reading scholarship funds.

(b) The parent is responsible for the payment of all eligible expenses in excess of the amount in the account in accordance with the terms agreed to between the parent and any providers and may not receive any refund or rebate of any expenditures made in accordance with paragraph (a).

(4) *ADMINISTRATION.*—An eligible nonprofit scholarship-funding organization participating in the Florida Tax Credit Scholarship Program established by s. 1002.395 may establish reading scholarship accounts for eligible students in accordance with the requirements of eligible nonprofit scholarship-funding organizations under this chapter.

(5) *DEPARTMENT OBLIGATIONS.*—The department shall have the same duties imposed by this chapter upon the department regarding oversight of scholarship programs administered by an eligible nonprofit scholarship-funding organization.

(6) *SCHOOL DISTRICT OBLIGATIONS; PARENTAL OBLIGATIONS.*—By September 30, the school district shall notify the parent of each student in grades 3 through 5 who scored below a level 3 on the statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

(7) *ACCOUNT FUNDING AND PAYMENT.*—

(a) The maximum amount granted for an eligible student shall be provided in the General Appropriations Act.

(b) One hundred percent of the funds appropriated for the reading scholarship accounts shall be released to the department at the beginning of the first quarter of each fiscal year.

(c) Upon notification from the eligible nonprofit scholarship-funding organization that a student has been determined eligible for a reading scholarship, the department shall release the student's scholarship funds to such organization to be deposited into the student's account.

(d) Accrued interest in the student's account is in addition to, and not part of, the awarded funds. Account funds include both the awarded funds and accrued interest.

(e) The eligible nonprofit scholarship-funding organization may develop a system for payment of scholarship funds by funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of payment that the department deems to be commercially viable or cost-effective. A student's scholarship award may not be reduced for debit card or electronic payment fees. Commodities or services related to the development of such a system shall be procured by competitive solicitation unless they are purchased from a state term contract pursuant to s. 287.056.

(f) Payment of the scholarship shall be made by the eligible nonprofit scholarship-funding organization no less frequently than on a quarterly basis.

(g) In addition to funds appropriated for scholarships and subject to a separate, specific legislative appropriation, an organization may receive an amount equivalent to not more than 3 percent of the amount of each scholarship from state funds for administrative expenses if the organization has operated as a nonprofit entity for at least the preceding 3 fiscal years and did not have any findings of material weakness or material noncompliance in its most recent audit under s. 1002.395. Such administrative expenses must be reasonable and necessary for the organization's management and distribution of scholarships under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. An organization may not charge an application fee for a scholarship. Administrative expenses may not be deducted from funds appropriated for scholarships.

(h) Moneys received pursuant to this section do not constitute taxable income to the qualified student or his or her parent.

(i) A student's scholarship account must be closed and any remaining funds shall revert to the state after:

1. Denial or revocation of scholarship eligibility by the commissioner for fraud or abuse, including, but not limited to, the student or student's parent accepting any payment, refund, or rebate, in any manner, from a provider of any services received pursuant to subsection (3); or

2. Three consecutive fiscal years in which an account has been inactive.

(8) *LIABILITY.*—No liability shall arise on the part of the state based on the award or use of a reading scholarship account.

Section 18. Present subsection (7) of section 1002.421, Florida Statutes, is amended and redesignated as subsection (11), a new subsection (7) and subsections (8), (9), and (10) are added to that section, and subsection (1), paragraphs (h) and (i) of subsection (2), and subsections (4) and (5) of that section are amended, to read:

1002.421 Accountability of private schools participating in state school choice scholarship programs.—

(1)(a) A Florida private school participating in the Florida Tax Credit Scholarship Program established pursuant to s. 1002.395 or an educational scholarship program established pursuant to this chapter must comply with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools.

(b) For purposes of this section, the term “owner or operator” includes an owner, operator, superintendent, or principal of an eligible private school or a person with equivalent decisionmaking authority over an eligible private school.

(2) A private school participating in a scholarship program must be a Florida private school as defined in s. 1002.01(2), must be registered in accordance with s. 1002.42, and must:

(h) Employ or contract with teachers who:

1. Unless otherwise specified under this paragraph, hold baccalaureate or higher degrees, have at least 3 years of teaching experience in public or private schools, or have objectively identified special skills, knowledge, or expertise that qualifies them to provide instruction in subjects taught.

2. Hold baccalaureate or higher degrees from a regionally or nationally accredited college or university in the United States or from a recognized college or university in another country. This subparagraph applies to full-time teachers hired after July 1, 2018, who are teaching students in grade 2 or above.

The private school must report to the department, in a format developed by the department, the qualifications of each teacher hired by the school, including, but not limited to, an explanation of the objectively identified special skills or expertise of such teachers, as applicable. Additionally, the private school must provide to the parent of each scholarship student, on the school's website or on a written form provided by the school, the qualifications of each classroom teacher.

(i) Require each employee and contracted personnel with direct student contact, upon employment or engagement to provide services, to undergo a state and national background screening, pursuant to s. 943.0542, by electronically filing with the Department of Law Enforcement a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the private school, a school district, or a private company who is trained to take fingerprints and deny employment to or terminate an employee if he or she fails to meet the screening standards under s. 435.04. Results of the screening shall be provided to the participating private school. For purposes of this paragraph:

1. An “employee or contracted personnel with direct student contact” means any employee or contracted personnel who has unsupervised access to a scholarship student for whom the private school is responsible.

2. The costs of fingerprinting and the background check shall not be borne by the state.

3. Continued employment of an employee or contracted personnel after notification that he or she has failed the background screening under this paragraph shall cause a private school to be ineligible for participation in a scholarship program.

4. An employee or contracted personnel holding a valid Florida teaching certificate who has been fingerprinted pursuant to s. 1012.32

and who is not ineligible for employment pursuant to s. 1012.315 is not required to comply with the provisions of this paragraph.

(4) A private school that accepts scholarship students under *this chapter* ~~s. 1002.39 or s. 1002.395~~ must:

(a) Disqualify instructional personnel and school administrators, as defined in s. 1012.01, from employment in any position that requires direct contact with students if the personnel or administrators are ineligible for such employment under s. 1012.315.

(b) Adopt and faithfully implement policies establishing standards of ethical conduct for instructional personnel and school administrators. The policies must require all instructional personnel and school administrators, as defined in s. 1012.01, to complete training on the standards; establish the duty of instructional personnel and school administrators to report, and procedures for reporting, alleged misconduct by other instructional personnel and school administrators which affects the health, safety, or welfare of a student; and include an explanation of the liability protections provided under ss. 39.203 and 768.095. A private school, or any of its employees, may not enter into a confidentiality agreement regarding terminated or dismissed instructional personnel or school administrators, or personnel or administrators who resign in lieu of termination, based in whole or in part on misconduct that affects the health, safety, or welfare of a student, and may not provide the instructional personnel or school administrators with employment references or discuss the personnel's or administrators' performance with prospective employers in another educational setting, without disclosing the personnel's or administrators' misconduct. Any part of an agreement or contract that has the purpose or effect of concealing misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student is void, is contrary to public policy, and may not be enforced.

(c) Before employing instructional personnel or school administrators in any position that requires direct contact with students, conduct employment history checks of each of the personnel's or administrators' previous employers, screen the personnel or administrators through use of the educator screening tools described in s. 1001.10(5), and document the findings. If unable to contact a previous employer, the private school must document efforts to contact the employer.

The department shall suspend the payment of funds under *this chapter* ~~ss. 1002.39 and 1002.395~~ to a private school that knowingly fails or refuses to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies.

(5) The failure or refusal ~~inability~~ of a private school to meet the requirements of this section shall constitute a basis for the ineligibility of the private school to participate in a scholarship program as determined by the department. *Additionally, a private school is ineligible to participate in a state scholarship program under this chapter if the owner or operator of the private school was a debtor in a voluntary or involuntary bankruptcy petition within the most recent 5 years.*

(7)(a) *The department must annually visit at least 5 percent, and may annually visit up to 7 percent, of the private schools that participate in the state scholarship programs under this chapter. Site visits required under subsection (8) are not included in the annual site visits authorized under this paragraph.*

(b) *The purposes of the site visits are to verify compliance with the provisions of this section aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results, as required by rules of the State Board of Education and this section.*

(c) *The department may make followup site visits at any time to any school that has received a notice of noncompliance or a notice of proposed action within the previous 2 years, or for a cause that affects the health, safety, and welfare of a student.*

(8)(a) *The department shall visit each private school that notifies the department of the school's intent to participate in a state scholarship program under this chapter.*

(b) *The purpose of the site visit is to determine that the school meets the applicable state and local health, safety, and welfare codes and rules pursuant to this section.*

(9) *The Division of State Fire Marshal shall annually provide to the department a fire safety inspection report, prepared by the local fire departments or by entities with whom they contract to perform fire safety inspections of private schools, for each private school that participates in a state scholarship program under this chapter.*

(10) *If a private school that participates in a state scholarship program under this chapter receives more than \$250,000 in funds from the scholarships awarded under this chapter in a state fiscal year, the school must provide to the department a report of the balance sheet and statement of income expenditures in accordance with generally accepted accounting procedures from an independent certified public accountant who performs the agreed-upon procedures.*

(11)(7) The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer and enforce this section.

Section 19. *Section 1002.43, Florida Statutes, is repealed.*

Section 20. Paragraph (a) of subsection (2) and paragraph (d) of subsection (8) of section 1002.45, Florida Statutes, are amended to read:

1002.45 Virtual instruction programs.—

(2) PROVIDER QUALIFICATIONS.—

(a) The department shall annually publish online a list of providers approved to offer virtual instruction programs. To be approved by the department, a provider must document that it:

1. Is nonsectarian in its programs, admission policies, employment practices, and operations;

2. Complies with the antidiscrimination provisions of s. 1000.05;

3. Locates an administrative office or offices in this state, requires its administrative staff to be state residents, requires all instructional staff to be Florida-certified teachers under chapter 1012 and conducts background screenings for all employees or contracted personnel, as required by s. 1012.32, using state and national criminal history records;

4. Provides to parents and students specific information posted and accessible online that includes, but is not limited to, the following teacher-parent and teacher-student contact information for each course:

a. How to contact the instructor via phone, e-mail, or online messaging tools.

b. How to contact technical support via phone, e-mail, or online messaging tools.

c. How to contact the administration office via phone, e-mail, or online messaging tools.

d. Any requirement for regular contact with the instructor for the course and clear expectations for meeting the requirement.

e. The requirement that the instructor in each course must, at a minimum, conduct one contact ~~via phone~~ with the parent and the student each month;

5. Possesses prior, successful experience offering online courses to elementary, middle, or high school students as demonstrated by quantified student learning gains in each subject area and grade level provided for consideration as an instructional program option. However, for a provider without sufficient prior, successful experience offering online courses, the department may conditionally approve the provider to offer courses measured pursuant to subparagraph (8)(a)2. Conditional approval shall be valid for 1 school year only and, based on the provider's experience in offering the courses, the department shall determine whether to grant approval to offer a virtual instruction program;

6. Is accredited by a regional accrediting association as defined by State Board of Education rule;

7. Ensures instructional and curricular quality through a detailed curriculum and student performance accountability plan that addresses every subject and grade level it intends to provide through contract with the school district, including:

a. Courses and programs that meet the standards of the International Association for K-12 Online Learning and the Southern Regional Education Board.

b. Instructional content and services that align with, and measure student attainment of, student proficiency in the Next Generation Sunshine State Standards.

c. Mechanisms that determine and ensure that a student has satisfied requirements for grade level promotion and high school graduation with a standard diploma, as appropriate;

8. Publishes for the general public, in accordance with disclosure requirements adopted in rule by the State Board of Education, as part of its application as a provider and in all contracts negotiated pursuant to this section:

a. Information and data about the curriculum of each full-time and part-time program.

b. School policies and procedures.

c. Certification status and physical location of all administrative and instructional personnel.

d. Hours and times of availability of instructional personnel.

e. Student-teacher ratios.

f. Student completion and promotion rates.

g. Student, educator, and school performance accountability outcomes;

9. If the provider is a Florida College System institution, employs instructors who meet the certification requirements for instructional staff under chapter 1012; and

10. Performs an annual financial audit of its accounts and records conducted by an independent certified public accountant which is in accordance with rules adopted by the Auditor General, is conducted in compliance with generally accepted auditing standards, and includes a report on financial statements presented in accordance with generally accepted accounting principles.

(8) ASSESSMENT AND ACCOUNTABILITY.—

(d) An approved provider's contract ~~is automatically must be~~ terminated if the provider ~~earns two consecutive receives a~~ school grades ~~grade of "D" or "F" under s. 1008.34 after all school grade appeals are final or receives two consecutive a~~ school improvement ratings ~~rating of "Unsatisfactory" under s. 1008.341 for 2 years during any consecutive 4-year period~~ or has violated any qualification requirement pursuant to subsection (2); *however, the State Board of Education may grant the provider a waiver of termination.* A provider that has a contract terminated under this paragraph may not be an approved provider for a period of at least 1 year after the date upon which the contract was terminated and until the department determines that the provider is in compliance with subsection (2) and has corrected each cause of the provider's low performance.

Section 21. Subsection (5) of section 1002.55, Florida Statutes, is amended to read:

1002.55 School-year prekindergarten program delivered by private prekindergarten providers.—

(5)(a) Notwithstanding paragraph (3)(b), a private prekindergarten provider may not participate in the Voluntary Prekindergarten Education Program if the provider has child disciplinary policies that do not prohibit children from being subjected to discipline that is severe, humiliating, frightening, or associated with food, rest, toileting, spanking, or any other form of physical punishment as provided in s. 402.305(12).

(b) Notwithstanding any other provision of law, if a private pre-kindergarten provider has been cited for a class I violation, as defined by rule, the coalition may refuse to contract with the provider.

Section 22. Subsection (13) of section 1003.01, Florida Statutes, is amended to read:

1003.01 Definitions.—As used in this chapter, the term:

(13) “Regular school attendance” means the actual attendance of a student during the school day as defined by law and rules of the State Board of Education. Regular attendance within the intent of s. 1003.21 may be achieved by a student’s full-time attendance in one of the following options:

(a) A public school supported by public funds, *including, but not limited to, the Florida School for the Deaf and the Blind, the Florida Virtual School, a developmental research school, and a charter school established pursuant to chapter 1002;*

~~(b) A parochial, religious, or denominational school;~~

~~(b)(e)~~ A private school, as defined in s. 1002.01(2) and in compliance with s. 1002.42, including, but not limited to, a private parochial, religious, or denominational school; and a private school supported in whole or in part by tuition charges or by endowments or gifts. *This option includes an eligible private school in which a student attends as a participant in a scholarship program, as defined in s. 1002.01(3);*

~~(c)(d)~~ A home education program, as defined in s. 1002.01(1), which ~~that~~ meets the requirements of chapter 1002;~~or~~

~~(e) A private tutoring program that meets the requirements of chapter 1002.~~

Section 23. Paragraph (f) of subsection (1) of section 1003.26, Florida Statutes, is amended to read:

1003.26 Enforcement of school attendance.—The Legislature finds that poor academic performance is associated with nonattendance and that school districts must take an active role in promoting and enforcing attendance as a means of improving student performance. It is the policy of the state that each district school superintendent be responsible for enforcing school attendance of all students subject to the compulsory school age in the school district and supporting enforcement of school attendance by local law enforcement agencies. The responsibility includes recommending policies and procedures to the district school board that require public schools to respond in a timely manner to every unexcused absence, and every absence for which the reason is unknown, of students enrolled in the schools. District school board policies shall require the parent of a student to justify each absence of the student, and that justification will be evaluated based on adopted district school board policies that define excused and unexcused absences. The policies must provide that public schools track excused and unexcused absences and contact the home in the case of an unexcused absence from school, or an absence from school for which the reason is unknown, to prevent the development of patterns of nonattendance. The Legislature finds that early intervention in school attendance is the most effective way of producing good attendance habits that will lead to improved student learning and achievement. Each public school shall implement the following steps to promote and enforce regular school attendance:

(1) CONTACT, REFER, AND ENFORCE.—

(f)1. If the parent of a child who has been identified as exhibiting a pattern of nonattendance enrolls the child in a home education program pursuant to chapter 1002, the district school superintendent shall provide the parent a copy of s. 1002.41 and the accountability requirements of this paragraph. The district school superintendent shall also refer the parent to a home education review committee composed of the district contact for home education programs and at least two home educators selected by the parent from a district list of all home educators who have conducted a home education program for at least 3 years and who have indicated a willingness to serve on the committee. The home education review committee shall review the portfolio of the student, as defined by s. 1002.41, every 30 days during the district’s regular school terms until the committee is satisfied that the home education program is in compliance with s. 1002.41(1)(b). The first

portfolio review must occur within the first 30 calendar days of the establishment of the program. The provisions of subparagraph 2. do not apply once the committee determines the home education program is in compliance with s. 1002.41(1)(b).

2. If the parent fails to provide a portfolio to the committee, the committee shall notify the district school superintendent. The district school superintendent shall then terminate the home education program and require the parent to enroll the child in an attendance option that meets the definition of “regular school attendance” under s. 1003.01(13)(a) or (b) ~~s. 1003.01(13)(a), (b), (c), or (e)~~, within 3 days. Upon termination of a home education program pursuant to this subparagraph, the parent shall not be eligible to reenroll the child in a home education program for 180 calendar days. Failure of a parent to enroll the child in an attendance option as required by this subparagraph after termination of the home education program pursuant to this subparagraph shall constitute noncompliance with the compulsory attendance requirements of s. 1003.21 and may result in criminal prosecution under s. 1003.27(2). Nothing contained herein shall restrict the ability of the district school superintendent, or the ability of his or her designee, to review the portfolio pursuant to s. 1002.41(1)(b).

Section 24. Paragraph (d) of subsection (2) of section 1003.41, Florida Statutes, is amended and paragraph (f) is added to that subsection, to read:

1003.41 Next Generation Sunshine State Standards.—

(2) Next Generation Sunshine State Standards must meet the following requirements:

(d) Social Studies standards must establish specific curricular content for, at a minimum, geography, United States and world history, government, civics, humanities, and economics, including financial literacy. Financial literacy includes the knowledge, understanding, skills, behaviors, attitudes, and values that will enable a student to make responsible and effective financial decisions on a daily basis. Financial literacy instruction shall be an integral part of instruction throughout the entire economics course and include information regarding earning income; buying goods and services; saving and financial investing; taxes; the use of credit and credit cards; budgeting and debt management, including student loans and secured loans; banking and financial services; planning for one’s financial future, including higher education and career planning; credit reports and scores; and fraud and identity theft prevention. *The requirements for financial literacy specified under this paragraph do not apply to students entering grade 9 in the 2018-2019 school year and thereafter.*

(f) Effective for students entering grade 9 in the 2018-2019 school year and thereafter, financial literacy standards must establish specific curricular content for, at a minimum, personal financial literacy and money management. Financial literacy includes instruction in the areas specified in s. 1003.4282(3)(h).

Section 25. Paragraphs (d) and (g) of subsection (3) of section 1003.4282, Florida Statutes, are amended, and paragraph (h) is added to that subsection, to read:

1003.4282 Requirements for a standard high school diploma.—

(3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.—

(d) *Three credits in social studies.*—A student must earn one credit in United States History; one credit in World History; one-half credit in economics, which must include financial literacy; and one-half credit in United States Government. The United States History EOC assessment constitutes 30 percent of the student’s final course grade. *However, for a student entering grade 9 in the 2018-2019 school year or thereafter, financial literacy is not a required component of the one-half credit in economics.*

(g) ~~Eight~~ *Credits in Electives.*—School districts must develop and offer coordinated electives so that a student may develop knowledge and skills in his or her area of interest, such as electives with a STEM or liberal arts focus. Such electives must include opportunities for students to earn college credit, including industry-certified career education programs or series of career-themed courses that result in industry

certification or articulate into the award of college credit, or career education courses for which there is a statewide or local articulation agreement and which lead to college credit. A student entering grade 9 before the 2018-2019 school year must earn eight credits in electives. A student entering grade 9 in the 2018-2019 school year or thereafter must earn seven and one-half credits in electives.

(h) *One-half credit in personal financial literacy.*—Beginning with students entering grade 9 in the 2018-2019 school year, each student shall earn one-half credit in personal financial literacy and money management. This instruction must include discussion of or instruction in the following:

1. Types of bank accounts offered, opening and managing a bank account, and assessing the quality of a depository institution's services.
2. Balancing a checkbook.
3. Basic principles of money management, such as spending, credit, credit scores, and managing debt, including retail and credit card debt.
4. Completing a loan application.
5. Receiving an inheritance and related implications.
6. Basic principles of personal insurance policies.
7. Computing federal income taxes.
8. Local tax assessments.
9. Computing interest rates by various mechanisms.
10. Simple contracts.
11. Contesting an incorrect billing statement.
12. Types of savings and investments.
13. State and federal laws concerning finance.

Section 26. Subsection (4) is added to section 1003.44, Florida Statutes, to read:

1003.44 Patriotic programs; rules.—

(4) *Each district school board shall adopt rules to require, in all of the schools of the district and in each building used by the district school board, the display of the state motto, "In God We Trust," designated under s. 15.0301, in a conspicuous place.*

Section 27. Subsection (3) of section 1003.453, Florida Statutes, is amended to read:

1003.453 School wellness and physical education policies; nutrition guidelines.—

(3) School districts are encouraged to provide basic training in first aid, ~~including cardiopulmonary resuscitation~~, for all students, beginning in grade 6 and every 2 years thereafter. Private and public partnerships for providing training or necessary funding are encouraged.

Section 28. Section 1003.457, Florida Statutes, is created to read:

1003.457 *Instruction in cardiopulmonary resuscitation.*—

(1) *Each school district shall provide instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator. Students shall study and practice the psychomotor skills associated with performing CPR at least once before graduating from high school. The instruction shall be a part of the physical education curriculum or another required curriculum selected by the school district.*

(2) *The instruction shall be based on an instructional program established by:*

- (a) *The American Heart Association;*
- (b) *The American Red Cross; or*

(c) *Another nationally recognized program that uses the most current evidence-based emergency cardiovascular care guidelines.*

(3) *A student with a disability, as defined in s. 1007.02, is exempt from the requirements of this section.*

Section 29. Section 1006.05, Florida Statute, is created to read:

1006.05 *Mental health assistance allocation specifications.*—Pursuant to s. 1011.62(17), the mental health assistance allocation is created to provide supplemental funding to assist school districts and charter schools in establishing or expanding comprehensive mental health programs that increase awareness of mental health issues among children and school-age youth; to train educators and other school staff in detecting and responding to mental health issues; and to connect children, youth, and families who may experience behavioral or mental health issues with appropriate services.

(1) *Funding provided pursuant to s. 1011.62(17) shall be allocated in accordance with the following:*

(a) *Before the distribution of the allocation:*

1. *The district must annually develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.*

2. *A charter school must annually develop and submit a detailed plan outlining the local program and planned expenditures of the funds in the plan to its governing body for approval. After the plan is approved by the governing body, it must be provided to its school district for submission to the commissioner.*

(b) *The plans required under paragraph (a) must include, at a minimum, the elements in subparagraphs 1., 2., and 3., and the districts and charter schools are strongly encouraged to include in their respective plans the elements specified in subparagraphs 4., 5., and 6., as follows:*

1. *A contract or a memorandum of understanding with at least one local nationally accredited community behavioral health provider or a provider of Community Action Team services to provide a behavioral health staff presence and services at district schools. Services may include, but are not limited to, mental health screenings and assessments, individual counseling, family counseling, group counseling, psychiatric or psychological services, trauma-informed care, mobile crisis services, and behavior modification. These behavioral health services may be provided on or off the school campus and may be supplemented by telehealth;*

2. *Training opportunities in Mental Health First Aid or other similar nationally recognized evidence-based training programs for all school personnel who have contact with students. The training must cover risk factors and warning signs for mental health and addiction concerns, strategies for providing assistance to individuals in both crisis and non-crisis situations, and the use of referral mechanisms that effectively link individuals to appropriate treatment and intervention services in the school and in the community. Topics covered should include depression and mood disorders, anxiety disorders, trauma, psychosis, substance use disorders, and suicide prevention;*

3. *A mental health crisis intervention strategy that provides for prompt resolution of identified, immediate threats within district schools, including Baker Act referrals and notification of law enforcement personnel, as appropriate;*

4. *Programs to assist students in dealing with anxiety, depression, bullying, trauma, and violence;*

5. *Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems; suicidal tendencies; or substance use disorders; and*

6. *Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders and to improve the provision of early intervention services.*

(c) *The districts shall submit approved plans to the commissioner by August 1 of each year.*

(2) *Beginning September 30, 2019, and by each September 30 thereafter, each entity that receives an allocation under this section shall submit to the commissioner, in a format prescribed by the department, a final report on its program outcomes and its expenditures for each element of the program. At a minimum, the report must include the number of each of the following:*

- (a) *Students who receive screenings or assessments.*
- (b) *Students who are referred for services or assistance.*
- (c) *Students who receive services or assistance.*
- (d) *Parents or guardians notified.*
- (e) *School personnel who are trained to engage in the services, techniques, strategies, or programs identified in the plan required under this subsection.*

Section 30. Section 1006.061, Florida Statutes, is amended to read:

1006.061 Child abuse, abandonment, and neglect policy.—Each district school board, charter school, and private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002 shall:

(1) Post in a prominent place in each school a notice that, pursuant to chapter 39, all employees and agents of the district school board, charter school, or private school have an affirmative duty to report all actual or suspected cases of child abuse, abandonment, or neglect; have immunity from liability if they report such cases in good faith; and have a duty to comply with child protective investigations and all other provisions of law relating to child abuse, abandonment, and neglect. The notice shall also include the statewide toll-free telephone number of the central abuse hotline.

(2) Post in a prominent place at each school site and on each school's Internet website, if available, the policies and procedures for reporting alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student; the contact person to whom the report is made; and the penalties imposed on instructional personnel or school administrators who fail to report suspected or actual child abuse or alleged misconduct by other instructional personnel or school administrators.

(3) Require the principal of the charter school or private school, or the district school superintendent, or the superintendent's designee, at the request of the Department of Children and Families, to act as a liaison to the Department of Children and Families and the child protection team, as defined in s. 39.01, when in a case of suspected child abuse, abandonment, or neglect or an unlawful sexual offense involving a child the case is referred to such a team; except that this does not relieve or restrict the Department of Children and Families from discharging its duty and responsibility under the law to investigate and report every suspected or actual case of child abuse, abandonment, or neglect or unlawful sexual offense involving a child.

(4)(a) Post in a prominent place in a clearly visible location and public area of the school which is readily accessible to and widely used by students a sign in English and Spanish that contains:

- 1. The statewide toll-free telephone number of the central abuse hotline as provided in chapter 39;
- 2. Instructions to call 911 for emergencies; and
- 3. Directions for accessing the Department of Children and Families Internet website for more information on reporting abuse, neglect, and exploitation.

(b) The information in paragraph (a) must be put on at least one poster in each school, on a sheet that measures at least 11 inches by 17 inches, produced in large print, and placed at student eye level for easy viewing.

The Department of Education shall develop, and publish on the department's Internet website, sample notices suitable for posting in accordance with subsections (1), (2), and (4).

Section 31. Subsections (4) and (6) of section 1006.07, Florida Statutes, are amended, and subsection (7) is added to that section, to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

(a) Formulate and prescribe policies and procedures for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, *hostage and active shooter situations*, and bomb threats, for all the public schools of the district which comprise grades K-12. District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. The emergency response agency that is responsible for notifying the school district for each type of emergency must be listed in the district's emergency response policy.

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

- 1. ~~Weapon-use, and~~ *hostage, and active shooter situations. The active shooter situation training for each school must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.*
- 2. Hazardous materials or toxic chemical spills.
- 3. Weather emergencies, including hurricanes, tornadoes, and severe storms.
- 4. Exposure as a result of a manmade emergency.

(6) SAFETY AND SECURITY BEST PRACTICES.—~~Each school district shall: Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to~~

(a) *Conduct security risk assessments at each public school and conduct a self-assessment of the school districts' current safety and security practices using a format prescribed by the department. Based on these self-assessment findings, the district school superintendent shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually each district school board must receive such findings and the superintendent's recommendations the self-assessment results at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the report findings and recommendations. Each district school superintendent shall report such findings the self-assessment results and school board action to the commissioner within 30 days after the district school board meeting.*

(b) *Using a format prescribed by the department, develop a plan that includes having a secure, single point of entry onto school grounds.*

(7) SAFETY IN CONSTRUCTION PLANNING.—*A district school board or private school principal or governing board must allow the law enforcement agency or agencies that are designated as first responders to the school's or district's campus to tour such campus once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board or private school principal or governing board.*

Section 32. Subsection (1) and paragraph (b) of subsection (2) section 1006.12, Florida Statutes, are amended to read:

1006.12 School resource officers and school safety officers.—

(1) District school boards ~~shall may~~ establish school resource officer programs, through a cooperative agreement with law enforcement agencies or in accordance with subsection (2).

(a) School resource officers shall be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal.

(2)

(b) A district school board ~~shall~~ ~~may~~ commission one or more school safety officers for the protection and safety of school personnel, property, and students *at each district school facility* within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.

Section 33. Subsection (13) and paragraph (b) of subsection (24) of section 1007.271, Florida Statutes, are amended to read:

1007.271 Dual enrollment programs.—

(13)(a) The dual enrollment program for a home education student, including, but not limited to, students with disabilities, consists of the enrollment of an eligible home education secondary student in a postsecondary course creditable toward an associate degree, a career certificate, or a baccalaureate degree. To participate in the dual enrollment program, an eligible home education secondary student must:

1. Provide proof of enrollment in a home education program pursuant to s. 1002.41.
2. Be responsible for his or her own ~~instructional materials and~~ transportation unless provided for in the articulation agreement.
3. Sign a home education articulation agreement pursuant to paragraph (b).

(b) Each postsecondary institution eligible to participate in the dual enrollment program pursuant to s. 1011.62(1)(i) must enter into a home education articulation agreement with each home education student seeking enrollment in a dual enrollment course and the student's parent. By August 1 of each year, the eligible postsecondary institution shall complete and submit the home education articulation agreement to the Department of Education. The home education articulation agreement must include, at a minimum:

1. A delineation of courses and programs available to dually enrolled home education students. Courses and programs may be added, revised, or deleted at any time by the postsecondary institution.
2. The initial and continued eligibility requirements for home education student participation, not to exceed those required of other dually enrolled students.
3. The student's responsibilities for providing his or her own ~~instructional materials and~~ transportation.
4. A copy of the statement on transfer guarantees developed by the Department of Education under subsection (15).

(24)

(b) Each *public* postsecondary institution eligible to participate in the dual enrollment program pursuant to s. 1011.62(1)(i) must enter into a private school articulation agreement with each eligible private school in its geographic service area seeking to offer dual enrollment courses to its students, including, but not limited to, students with disabilities. By August 1 of each year, the eligible postsecondary institution shall complete and submit the private school articulation agreement to the Department of Education. The private school articulation agreement must include, at a minimum:

1. A delineation of courses and programs available to the private school student. The postsecondary institution may add, revise, or delete courses and programs at any time.

2. The initial and continued eligibility requirements for private school student participation, not to exceed those required of other dual enrollment students.

3. The student's responsibilities for providing his or her own instructional materials and transportation.

4. A provision clarifying that the private school will award appropriate credit toward high school completion for the postsecondary course under the dual enrollment program.

5. A provision expressing that costs associated with tuition and fees, including registration, and laboratory fees, will not be passed along to the student *or the private school that the student attends*.

~~6. A provision stating whether the private school will compensate the postsecondary institution for the standard tuition rate per credit hour for each dual enrollment course taken by its students.~~

Section 34. Section 1007.273, Florida Statutes, is amended to read:

1007.273 *Structured high school acceleration programs* ~~Collegiate high school program.~~—

~~(4)~~ Each Florida College System institution shall work with each district school board in its designated service area to establish one or more *structured programs, including, but not limited to, collegiate high school programs. As used in this section, the term "structured program" means a structured high school acceleration program.*

~~(1)(2)~~ *PURPOSE.*—At a minimum, ~~structured collegiate high school~~ programs must include an option for public school students in grade 11 or grade 12 participating in the *structured* program, for at least 1 full school year, to earn CAPE industry certifications pursuant to s. 1008.44, and to successfully complete *at least 30 credit hours* through the dual enrollment program under s. 1007.271. *The structured program must prioritize dual enrollment courses that are applicable toward general education core courses or common prerequisite course requirements under s. 1007.25 over dual enrollment courses applicable as electives toward at least the first year of college for an associate degree or baccalaureate degree while enrolled in the structured program. A district school board may not limit the number of eligible public school students who may enroll in such structured programs.*

~~(2)(3)~~ *REQUIRED STRUCTURED PROGRAM CONTRACTS.*—

(a) Each district school board and its local Florida College System institution shall execute a contract to establish one or more ~~structured collegiate high school~~ programs at a mutually agreed upon location or locations. ~~Beginning with the 2015-2016 school year, if the local Florida College System institution does not establish a structured program with a district school board in its designated service area, another Florida College System institution may execute a contract with that district school board to establish the structured program. The contract must be executed by January 1 of each school year for implementation of the structured program during the next school year. By August 1, 2018, a contract entered into before January 1, 2018, for the 2018-2019 school year must be modified to include the provisions of paragraph (b).~~

(b) The contract must:

~~1.(a)~~ Identify the grade levels to be included in the *structured collegiate high school* program; ~~which must, at a minimum, include grade 12.~~

~~2.(b)~~ Describe the *structured collegiate high school* program, including a *list of the meta-major academic pathways approved pursuant to s. 1008.30(4), which are available to participating students through the partner Florida College System institution or other eligible partner postsecondary institutions; the delineation of courses that must, at a minimum, include general education core courses and common prerequisite course requirements pursuant to s. 1007.25; and industry certifications offered, including online course availability; the high school and college credits earned for each postsecondary course completed and*

industry certification earned; student eligibility criteria; and the enrollment process and relevant deadlines;-

3.~~(e)~~ Describe the methods, medium, and process by which students and their parents are annually informed about the availability of the ~~structured collegiate high school~~ program, the return on investment associated with participation in the ~~structured~~ program, and the information described in ~~subparagraphs 1. and 2.; paragraphs (a) and (b).~~

4.~~(d)~~ Identify the delivery methods for instruction and the instructors for all courses;-

5.~~(e)~~ Identify student advising services and progress monitoring mechanisms;-

6.~~(f)~~ Establish a program review and reporting mechanism regarding student performance outcomes; and-

7.~~(g)~~ Describe the terms of funding arrangements to implement the ~~structured collegiate high school~~ program pursuant to paragraph (5)(a).

(3) STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.—

(a)~~(4)~~ Each student participating in a ~~structured collegiate high school~~ program must enter into a student performance contract which must be signed by the student, the parent, and a representative of the school district and the applicable Florida College System institution, state university, or other institution participating pursuant to subsection (4) ~~(5)~~. The performance contract must, *at a minimum, specify include* the schedule of courses, by semester, and industry certifications to be taken by the student, *if any*; student attendance requirements; ~~and~~ course grade requirements; *and the applicability of such courses to an associate degree or a baccalaureate degree.*

(b) By September 1 of each school year, each district school board must notify each student enrolled in grades 9, 10, 11, and 12 in a public school within the school district about the structured program, including, but not limited to:

1. The method for earning college credit through participation in the structured program. The notification must include website links to the dual enrollment course equivalency list approved by the State Board of Education; the common degree program prerequisite requirements published by the Articulation Coordinating Committee pursuant to s. 1007.01(3)(f); the industry certification articulation agreements adopted by the State Board of Education in rule; and the approved meta-major academic pathways of the partner Florida College System institution and other eligible partner postsecondary institutions participating pursuant to subsection (4); and

2. The estimated cost savings to students and their families resulting from students successfully completing 30 credit hours applicable toward general education core courses or common prerequisite course requirements before graduating from high school versus the cost of earning such credit hours after graduating from high school.

(4)~~(5)~~ AUTHORIZED STRUCTURED PROGRAM CONTRACTS.—

In addition to executing a contract with the local Florida College System institution under this section, a district school board may execute a contract to establish a ~~structured collegiate high school~~ program with a state university or an institution that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Such university or institution must meet the requirements specified under subsections (2) ~~(3)~~ and (3). *A charter school may execute a contract directly with the local Florida College System institution or another institution as authorized under this section to establish a structured program at a mutually agreed upon location (4).*

(5) FUNDING.—

(a)~~(6)~~ The ~~structured collegiate high school~~ program shall be funded pursuant to ss. 1007.271 and 1011.62. The State Board of Education shall enforce compliance with this section by withholding the transfer of funds for the school districts ~~and the Florida College System institutions~~ in accordance with s. 1008.32. *Annually, by December 31, the State*

Board of Education shall enforce compliance with this section by withholding the transfer of funds for the Florida College System institutions in accordance with s. 1008.32

(b) A student who enrolls in the structured program and successfully completes at least 30 college credit hours during a school year through the dual enrollment program under s. 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A student who enrolls in the structured program and successfully completes an additional 30 college credit hours during a school year, resulting in at least 60 college credit hours through the dual enrollment program under s. 1007.271 applicable toward fulfilling the requirements for an associate in arts degree or an associate in science degree or a baccalaureate degree pursuant to the student performance contract under subsection (3), before graduating from high school, generates an additional 0.5 FTE bonus. Each district school board that is a contractual partner with a Florida College System institution or other eligible postsecondary institution shall report to the commissioner the total FTE bonus for each structured program for the students from that school district. The total FTE bonus shall be added to each school district's total weighted FTE for funding in the subsequent fiscal year.

(c) For any industry certification a student attains under this section, the FTE bonus shall be calculated and awarded in accordance with s. 1011.62(1)(o).

(6) REPORTING REQUIREMENTS.—

(a) By September 1 of each school year, each district school superintendent shall report to the commissioner, at a minimum, the following information on each structured program administered during the prior school year:

1. The number of students in public schools within the school district who enrolled in the structured program, and the partnering postsecondary institutions pursuant to subsections (2) and (4);

2. The total and average number of dual enrollment courses completed, high school and college credits earned, standard high school diplomas and associate and baccalaureate degrees awarded, and the number of industry certifications attained, if any, by the students who enrolled in the structured program;

3. The projected student enrollment in the structured program during the next school year; and

4. Any barriers to executing contracts to establish one or more structured programs.

(b) By November 30 of each school year, the commissioner must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the status of structured programs, including, at a minimum, a summary of student enrollment and completion information pursuant to this subsection; barriers, if any, to establishing such programs; and recommendations for expanding access to such programs statewide.

Section 35. Paragraph (c) of subsection (3) and subsection (4) of section 1008.33, Florida Statutes, are amended to read:

1008.33 Authority to enforce public school improvement.—

(3)

(c) The state board shall adopt by rule a differentiated matrix of intervention and support strategies for assisting traditional public schools identified under this section and rules for implementing s. 1002.33(9)(n), relating to charter schools.

1. The intervention and support strategies must address efforts to improve student performance through one or more of the following strategies: ~~and may include~~

- Improvement planning;
- Leadership quality improvement;
- Educator quality improvement;

- d. Professional development;
- e. Curriculum review, pacing, and alignment across grade levels to improve background knowledge in social studies, science, and the arts; and
- f. The use of continuous improvement and monitoring plans and processes.

2. ~~In addition,~~ The state board may prescribe reporting requirements to review and monitor the progress of the schools. The rule must define the intervention and support strategies for school improvement for schools earning a grade of "D" or "F" and the roles for the district and department.

(4)(a) The state board shall apply intensive intervention and support strategies tailored to the needs of schools earning two consecutive grades of "D" or a grade of "F." In the first full school year after a school initially earns two consecutive grades of "D" or a grade of "F," the school district must immediately implement intervention and support strategies prescribed in rule under paragraph (3)(c) and, by September 1, provide the department with the memorandum of understanding negotiated pursuant to s. 1001.42(21) and, by October 1, a district-managed turnaround plan for approval by the state board. *The district-managed turnaround plan may include a proposal for the district to implement an extended school day, a summer program, or a combination of an extended school day and summer program.* Upon approval by the state board, the school district must implement the plan for the remainder of the school year and continue the plan for 1 full school year. The state board may allow a school an additional year of implementation before the school must implement a turnaround option required under paragraph (b) if it determines that the school is likely to improve to a grade of "C" or higher after the first full school year of implementation.

(b) Unless an additional year of implementation is provided pursuant to paragraph (a), a school that *has completed 2 school years of a district-managed turnaround plan required under paragraph (a) and has not improved its school grade to a "C" or higher, pursuant to s. 1008.34,* ~~earns three consecutive grades below a "C"~~ must implement one of the following options:

1. Reassign students to another school and monitor the progress of each reassigned student;
2. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness. *Such charter schools are eligible for funding from the hope supplemental services allocation established by s. 1011.62(16);* ~~or~~
3. Contract with an outside entity that has a demonstrated record of effectiveness to operate the school. An outside entity may include:
 - a. A district-managed charter school in which all instructional personnel are not employees of the school district, but are employees of an independent governing board composed of members who did not participate in the review or approval of the charter. *A district-managed charter school is eligible for funding from the hope supplemental services allocation established by s. 1011.62(16); or*
 - b. *A hope operator that submits to a school district a notice of intent of a performance-based agreement pursuant to s. 1002.333. A school of hope established pursuant to this sub-subparagraph is eligible for funding from the hope supplemental services allocation for up to 5 years, beginning in the school year in which the school of hope is established, if the school of hope:*
 - (I) *Is established at the district-owned facilities of the persistently low-performing school;*
 - (II) *Gives priority enrollment to students who are enrolled in, or are eligible to attend and are living in the attendance area of, the persistently low-performing school that the school of hope operates, consistent with the enrollment lottery exemption provided under s. 1002.333(5)(c); and*
 - (III) *Meets the requirements of its performance-based agreement pursuant to s. 1002.333.*

4. *Implement a franchise model school in which a highly effective principal, pursuant to s. 1012.34, leads the persistently low-performing school in addition to the principal's currently assigned school. The franchise model school principal may allocate resources and personnel between the schools he or she leads. The persistently low-performing school is eligible for funding from the hope supplemental services allocation established under s. 1011.62(16).*

(c) Implementation of the turnaround option is no longer required if the school improves to a grade of "C" or higher.

(d) If a school ~~earning two consecutive grades of "D" or a grade of "F"~~ does not improve to a grade of "C" or higher after 2 full school years of implementing the turnaround option selected by the school district under paragraph (b), the school district must implement another turnaround option. Implementation of the turnaround option must begin the school year following the implementation period of the existing turnaround option, unless the state board determines that the school is likely to improve to a grade of "C" or higher if additional time is provided to implement the existing turnaround option.

Section 36. Present subsections (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (19) and (20), respectively, new subsections (16) and (17) and subsection (18) are added to that section, and paragraphs (o) and (t) of subsection (1), paragraph (a) of subsection (4), and subsection (14) of that section are amended, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:

(o) *Calculation of additional full-time equivalent membership based on successful completion of a career-themed course pursuant to ss. 1003.491, 1003.492, and 1003.493, or courses with embedded CAPE industry certifications or CAPE Digital Tool certificates, and issuance of industry certification identified on the CAPE Industry Certification Funding List pursuant to rules adopted by the State Board of Education or CAPE Digital Tool certificates pursuant to s. 1003.4203.—*

1.a. A value of 0.025 full-time equivalent student membership shall be calculated for CAPE Digital Tool certificates earned by students in elementary and middle school grades.

b. A value of 0.1 or 0.2 full-time equivalent student membership shall be calculated for each student who completes a course as defined in s. 1003.493(1)(b) or courses with embedded CAPE industry certifications and who is issued an industry certification identified annually on the CAPE Industry Certification Funding List approved under rules adopted by the State Board of Education. A value of 0.2 full-time equivalent membership shall be calculated for each student who is issued a CAPE industry certification that has a statewide articulation agreement for college credit approved by the State Board of Education. For CAPE industry certifications that do not articulate for college credit, the Department of Education shall assign a full-time equivalent value of 0.1 for each certification. Middle grades students who earn additional FTE membership for a CAPE Digital Tool certificate pursuant to sub-subparagraph a. may not use the previously funded examination to satisfy the requirements for earning an industry certification under this sub-subparagraph. Additional FTE membership for an elementary or middle grades student may not exceed 0.1 for certificates or certifications earned within the same fiscal year. The State Board of Education shall include the assigned values on the CAPE Industry Certification Funding List under rules adopted by the state board. Such value shall be added to the total full-time equivalent student membership for grades 6 through 12 in the subsequent year. CAPE industry certifications earned through dual enrollment must be reported and funded pursuant to s. 1011.80. However, if a student earns a certification through a dual enrollment course and the certification is not a fundable certification on the postsecondary certification funding list, or the dual enrollment certification is earned as a result of an

agreement between a school district and a nonpublic postsecondary institution, the bonus value shall be funded in the same manner as other non dual enrollment course industry certifications. In such cases, the school district may provide for an agreement between the high school and the technical center, or the school district and the postsecondary institution may enter into an agreement for equitable distribution of the bonus funds.

c. A value of 0.3 full-time equivalent student membership shall be calculated for student completion of the courses and the embedded certifications identified on the CAPE Industry Certification Funding List and approved by the commissioner pursuant to ss. 1003.4203(5)(a) and 1008.44.

d. A value of 0.5 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 15 to 29 college credit hours, and 1.0 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 30 or more college credit hours pursuant to CAPE Acceleration Industry Certifications approved by the commissioner pursuant to ss. 1003.4203(5)(b) and 1008.44.

2. Each district must allocate at least 80 percent of the funds provided for CAPE industry certification, in accordance with this paragraph, to the program that generated the funds. This allocation may not be used to supplant funds provided for basic operation of the program.

3. For CAPE industry certifications earned in the 2013-2014 school year and in subsequent years, the school district shall distribute to each classroom teacher who provided direct instruction toward the attainment of a CAPE industry certification that qualified for additional full-time equivalent membership under subparagraph 1.:

a. A bonus of \$25 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1.

b. A bonus of \$50 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.2.

c. A bonus of \$75 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3.

d. A bonus of \$100 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 or 1.0.

Bonuses awarded pursuant to this paragraph shall be provided to teachers who are employed by the district in the year in which the additional FTE membership calculation is included in the calculation. Bonuses shall be calculated based upon the associated weight of a CAPE industry certification on the CAPE Industry Certification Funding List for the year in which the certification is earned by the student. Any bonus awarded to a teacher pursuant to ~~under~~ this paragraph is in addition to any regular wage or other bonus the teacher received or is scheduled to receive. *A bonus may not be awarded to a teacher who fails to maintain the security of any CAPE industry certification examination or who otherwise violates the security or administration protocol of any assessment instrument that may result in a bonus being awarded to the teacher under this paragraph.*

(t) *Computation for funding through the Florida Education Finance Program.*—The State Board of Education may adopt rules establishing programs, industry certifications, and courses for which the student may earn credit toward high school graduation *and the criteria under which a student's industry certification or grade may be rescinded.*

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance

Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.*—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (19)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(16) HOPE SUPPLEMENTAL SERVICES ALLOCATION.—*The hope supplemental services allocation is created to provide district-managed turnaround schools, as required under s. 1008.33(4)(a), charter schools authorized under s. 1008.33(4)(b)2., district-managed charter schools authorized under s. 1008.33(4)(b)3.a., schools of hope authorized under s. 1008.33(4)(b)3.b., and franchise model schools as authorized under s. 1008.33(4)(b)4., with funds to offer services designed to improve*

the overall academic and community welfare of the schools' students and their families.

(a) Services funded by the allocation may include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, and parental counseling. In addition, services may also include models that develop a culture that encourages students to complete high school and to attend college or career training, set high academic expectations, inspire character development, and include an extended school day and school year.

(b) Prior to distribution of the allocation, a school district, for a district turnaround school and persistently low-performing schools that use a franchise model; a hope operator, for a school of hope; or the charter school governing board for a charter school, as applicable, shall develop and submit a plan for implementation to its respective governing body for approval no later than August 1 of the fiscal year.

(c) At a minimum, the plans required under paragraph (b) must:

1. Establish comprehensive support services that develop family and community partnerships;
2. Establish clearly defined and measurable high academic and character standards;
3. Increase parental involvement and engagement in the child's education;
4. Describe how instructional personnel will be identified, recruited, retained, and rewarded;
5. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards; and
6. Provide focused instruction to improve student academic proficiency, which may include additional instruction time beyond the normal school day or school year.

(d) Each school district and hope operator shall submit approved plans to the commissioner by September 1 of each fiscal year.

(e) For the 2018-2019 fiscal year, a school that is selected to receive funding in the 2017-2018 fiscal year pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A district-managed turnaround school required under s. 1008.33(4)(a), charter school authorized under s. 1008.33(4)(b) 2., district-managed charter school authorized under s. 1008.33(4)(b) 3.a., school of hope authorized under s. 1008.33(4)(b) 3.b., and franchise model school authorized under s. 1008.33(4)(b) 4. are eligible for the remaining funds based on the school's unweighted FTE, up to \$2,000 per FTE or as provided in the General Appropriations Act.

(f) For the 2019-2020 fiscal year and thereafter, each school district's allocation shall be based on the unweighted FTE student enrollment at the eligible schools and a per-FTE funding amount of up to \$2,000 per FTE or as provided in the General Appropriations Act. If the calculated funds for unweighted FTE student enrollment at the eligible schools exceed the per-FTE funds appropriated, the allocation of funds to each school district must be prorated based on each school district's share of the total unweighted FTE student enrollment for the eligible schools.

(17) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—The mental health assistance allocation is created to provide funding to assist school districts and charter schools in their compliance with the requirements and specifications established in s. 1006.05. These funds must be allocated annually in the General Appropriations Act to each entity's proportionate share of Florida Education Finance Program base funding. The district funding allocation must include a minimum amount, as provided in the General Appropriations Act. Eligible charter schools are entitled to a proportionate share of district funding for the program. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses, except for personnel hired to implement the plans required by s. 1006.05. School districts and schools must maximize third-party funding from Medicaid and private insurance when appropriate.

(18) **FUNDING COMPRESSION ALLOCATION.**—The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share.

Section 37. Subsection (5) of section 1011.69, Florida Statutes, is amended to read:

1011.69 Equity in School-Level Funding Act.—

(5) After providing Title I, Part A, Basic funds to schools above the 75 percent poverty threshold, which may include high schools above the 50 percent threshold as allowed by federal law, school districts shall provide any remaining Title I, Part A, Basic funds directly to all eligible schools as provided in this subsection. For purposes of this subsection, an eligible school is a school that is eligible to receive Title I funds, including a charter school. The threshold for identifying eligible schools may not exceed the threshold established by a school district for the 2016-2017 school year or the statewide percentage of economically disadvantaged students, as determined annually.

(a) Prior to the allocation of Title I funds to eligible schools, a school district may withhold funds only as follows:

1. One percent for parent involvement, in addition to the one percent the district must reserve under federal law for allocations to eligible schools for parent involvement;
2. A necessary and reasonable amount for administration;
3. ~~which includes~~ The district's approved indirect cost rate, ~~not to exceed a total of 8 percent; and~~
4. ~~A reasonable and necessary amount to provide:~~
 - a. Homeless programs;
 - b. Delinquent and neglected programs;
 - c. Prekindergarten programs and activities;
 - d. Private school equitable services; and
 - e. Transportation for foster care children to their school of origin or choice programs; and
5. A necessary and reasonable amount for eligible schools to provide:
 - a. Extended learning opportunities, such as summer school, before-school and after-school programs, and additional class periods of instruction during the school day; and
 - b. Supplemental academic and enrichment services, staff development, and planning and curriculum, as well as wrap-around services.

(b) All remaining Title I funds shall be distributed to all eligible schools in accordance with federal law and regulation. To maximize the efficient use of resources, school districts may allow eligible schools, not including charter schools, to ~~An eligible school may use funds under this subsection for district-level to participate in discretionary educational services provided by the school district.~~

Section 38. Subsection (5) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.—

(5) ~~Effective July 1, 2008,~~ A school district may expend, subject to the provisions of s. 200.065, up to ~~\$150~~ ~~\$100~~ per unweighted full-time equivalent student from the revenue generated by the millage levy authorized by subsection (2) to fund, in addition to expenditures authorized in paragraphs (2)(a)-(j), expenses for the following:

(a) The purchase, lease-purchase, or lease of driver's education vehicles; motor vehicles used for the maintenance or operation of plants and equipment; security vehicles; or vehicles used in storing or distributing materials and equipment.

(b) Payment of the cost of premiums, as defined in s. 627.403, for property and casualty insurance necessary to insure school district educational and ancillary plants. As used in this paragraph, casualty insurance has the same meaning as in s. 624.605(1)(d), (f), (g), (h), and (m). Operating revenues that are made available through the payment of property and casualty insurance premiums from revenues generated under this subsection may be expended only for nonrecurring operational expenditures of the school district.

Section 39. Subsection (4) of section 1012.2315, Florida Statutes, is amended to read:

1012.2315 Assignment of teachers.—

(4) COLLECTIVE BARGAINING.—

(a) Notwithstanding provisions of chapter 447 relating to district school board collective bargaining, collective bargaining provisions may not preclude a school district from providing incentives to high-quality teachers and assigning such teachers to low-performing schools.

(b)1. *In addition to the provisions under s. 447.305(2), an employee organization that has been certified as the bargaining agent for a unit of instructional personnel as defined in s. 1012.01(2) must include for each such certified bargaining unit the following information in its application for renewal of registration:*

a. *The number of employees in the bargaining unit who are eligible for representation by the employee organization.*

b. *The number of employees who are represented by the employee organization, specifying the number of members who pay dues and the number of members who do not pay dues.*

2. *Notwithstanding the provisions of chapter 447 relating to collective bargaining, an employee organization whose dues paying membership is less than 50 percent of the employees eligible for representation in the unit, as identified in subparagraph 1., must petition the Public Employees Relations Commission pursuant to s. 447.307(2) and (3) for recertification as the exclusive representative of all employees in the unit within 1 month after the date on which the organization applies for renewal of registration pursuant to s. 447.305(2). The certification of an employee organization that does not comply with this paragraph is revoked.*

Section 40. Section 1012.315, Florida Statutes, is amended to read:

1012.315 Disqualification from employment.—A person is ineligible for educator certification, and instructional personnel and school administrators, as defined in s. 1012.01, are ineligible for employment in any position that requires direct contact with students in a district school system, charter school, or private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002, if the person, instructional personnel, or school administrator has been convicted of:

(1) Any felony offense prohibited under any of the following statutes:

(a) Section 393.135, relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.

(b) Section 394.4593, relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.

(c) Section 415.111, relating to adult abuse, neglect, or exploitation of aged persons or disabled adults.

(d) Section 782.04, relating to murder.

(e) Section 782.07, relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, aggravated manslaughter of a child, or aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic.

(f) Section 784.021, relating to aggravated assault.

(g) Section 784.045, relating to aggravated battery.

(h) Section 784.075, relating to battery on a detention or commitment facility staff member or a juvenile probation officer.

(i) Section 787.01, relating to kidnapping.

(j) Section 787.02, relating to false imprisonment.

(k) Section 787.025, relating to luring or enticing a child.

(l) Section 787.04(2), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending custody proceedings.

(m) Section 787.04(3), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending dependency proceedings or proceedings concerning alleged abuse or neglect of a minor.

(n) Section 790.115(1), relating to exhibiting firearms or weapons at a school-sponsored event, on school property, or within 1,000 feet of a school.

(o) Section 790.115(2)(b), relating to possessing an electric weapon or device, destructive device, or other weapon at a school-sponsored event or on school property.

(p) Section 794.011, relating to sexual battery.

(q) Former s. 794.041, relating to sexual activity with or solicitation of a child by a person in familial or custodial authority.

(r) Section 794.05, relating to unlawful sexual activity with certain minors.

(s) Section 794.08, relating to female genital mutilation.

(t) Chapter 796, relating to prostitution.

(u) Chapter 800, relating to lewdness and indecent exposure.

(v) Section 806.01, relating to arson.

(w) Section 810.14, relating to voyeurism.

(x) Section 810.145, relating to video voyeurism.

(y) Section 812.014(6), relating to coordinating the commission of theft in excess of \$3,000.

(z) Section 812.0145, relating to theft from persons 65 years of age or older.

(aa) Section 812.019, relating to dealing in stolen property.

(bb) Section 812.13, relating to robbery.

(cc) Section 812.131, relating to robbery by sudden snatching.

(dd) Section 812.133, relating to carjacking.

(ee) Section 812.135, relating to home-invasion robbery.

(ff) Section 817.563, relating to fraudulent sale of controlled substances.

(gg) Section 825.102, relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.

(hh) Section 825.103, relating to exploitation of an elderly person or disabled adult.

(ii) Section 825.1025, relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person.

(jj) Section 826.04, relating to incest.

(kk) Section 827.03, relating to child abuse, aggravated child abuse, or neglect of a child.

(ll) Section 827.04, relating to contributing to the delinquency or dependency of a child.

(mm) Section 827.071, relating to sexual performance by a child.

(nn) Section 843.01, relating to resisting arrest with violence.

(oo) Chapter 847, relating to obscenity.

(pp) Section 874.05, relating to causing, encouraging, soliciting, or recruiting another to join a criminal street gang.

(qq) Chapter 893, relating to drug abuse prevention and control, if the offense was a felony of the second degree or greater severity.

(rr) Section 916.1075, relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.

(ss) Section 944.47, relating to introduction, removal, or possession of contraband at a correctional facility.

(tt) Section 985.701, relating to sexual misconduct in juvenile justice programs.

(uu) Section 985.711, relating to introduction, removal, or possession of contraband at a juvenile detention facility or commitment program.

(2) Any misdemeanor offense prohibited under any of the following statutes:

(a) Section 784.03, relating to battery, if the victim of the offense was a minor.

(b) Section 787.025, relating to luring or enticing a child.

(3) Any criminal act committed in another state or under federal law which, if committed in this state, constitutes an offense prohibited under any statute listed in subsection (1) or subsection (2).

(4) Any delinquent act committed in this state or any delinquent or criminal act committed in another state or under federal law which, if committed in this state, qualifies an individual for inclusion on the Registered Juvenile Sex Offender List under s. 943.0435(1)(h)1.d.

Section 41. Subsection (2) of section 1012.32, Florida Statutes, is amended to read:

1012.32 Qualifications of personnel.—

(2)(a) Instructional and noninstructional personnel who are hired or contracted to fill positions that require direct contact with students in any district school system or university lab school must, upon employment or engagement to provide services, undergo background screening as required under s. 1012.465 or s. 1012.56, whichever is applicable.

(b) Instructional and noninstructional personnel who are hired or contracted to fill positions in any charter school and members of the governing board of any charter school, in compliance with s. 1002.33(12)(g), must, upon employment, engagement of services, or appointment, undergo background screening as required under s. 1012.465 or s. 1012.56, whichever is applicable, by filing with the district school board for the school district in which the charter school is located a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the school or school district who is trained to take fingerprints.

(c) Instructional and noninstructional personnel who are hired or contracted to fill positions that require direct contact with students in an alternative school that operates under contract with a district school system must, upon employment or engagement to provide services, undergo background screening as required under s. 1012.465 or s.

1012.56, whichever is applicable, by filing with the district school board for the school district to which the alternative school is under contract a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the school or school district who is trained to take fingerprints.

(d) Student teachers and persons participating in a field experience pursuant to s. 1004.04(5) or s. 1004.85 in any district school system, lab school, or charter school must, upon engagement to provide services, undergo background screening as required under s. 1012.56.

Fingerprints shall be submitted to the Department of Law Enforcement for statewide criminal and juvenile records checks and to the Federal Bureau of Investigation for federal criminal records checks. A person subject to this subsection who is found ineligible for employment under s. 1012.315, or otherwise found through background screening to have been convicted of any crime involving moral turpitude as defined by rule of the State Board of Education, shall not be employed, engaged to provide services, or serve in any position that requires direct contact with students. Probationary persons subject to this subsection terminated because of their criminal record have the right to appeal such decisions. The cost of the background screening may be borne by the district school board, the charter school, the employee, the contractor, or a person subject to this subsection. *If the district school board does not notify the charter school of the eligibility of governing board members and instructional and noninstructional personnel within 14 days after the submission of the fingerprints, it shall reimburse the cost of background screening.*

Section 42. Section 1012.562, Florida Statutes, is amended to read:

1012.562 Public accountability and state approval of school leader preparation programs.—The Department of Education shall establish a process for the approval of Level I and Level II school leader preparation programs that will enable aspiring school leaders to obtain their certificate in educational leadership under s. 1012.56. School leader preparation programs must be competency-based, aligned to the principal leadership standards adopted by the state board, and open to individuals employed by public schools, including charter schools and virtual schools. Level I programs ~~may be offered by school districts or postsecondary institutions and~~ lead to initial certification in educational leadership for the purpose of preparing individuals to serve as school administrators. Level II programs ~~may be offered by school districts,~~ build upon Level I training; and lead to renewal certification as a school principal.

(1) PURPOSE.—The purpose of school leader preparation programs are to:

(a) Increase the supply of effective school leaders in the public schools of this state.

(b) Produce school leaders who are prepared to lead the state's diverse student population in meeting high standards for academic achievement.

(c) Enable school leaders to facilitate the development and retention of effective and highly effective classroom teachers.

(d) Produce leaders with the competencies and skills necessary to achieve the state's education goals.

(e) Sustain the state system of school improvement and education accountability.

(2) LEVEL I PROGRAMS.—

(a) Initial approval of a Level I program shall be for a period of 5 years. A postsecondary institution, ~~or~~ school district, *charter school, or charter management organization* may submit to the department in a format prescribed by the department an application to establish a Level I school leader preparation program. To be approved, a Level I program must:

1. Provide competency-based training aligned to the principal leadership standards adopted by the State Board of Education.

2. If the program is provided by a postsecondary institution, partner with at least one school district.

3. Describe the qualifications that will be used to determine program admission standards, including a candidate's instructional expertise and leadership potential.

4. Describe how the training provided through the program will be aligned to the personnel evaluation criteria under s. 1012.34.

(b) Renewal of a Level I program's approval shall be for a period of 5 years and shall be based upon evidence of the program's continued ability to meet the requirements of paragraph (a). A postsecondary institution or school district must submit an institutional program evaluation plan in a format prescribed by the department for a Level I program to be considered for renewal. The plan must include:

1. The percentage of personnel who complete the program and are placed in school leadership positions in public schools within the state.

2. Results from the personnel evaluations required under s. 1012.34 for personnel who complete the program.

3. The passage rate of personnel who complete the program on the Florida Education Leadership Examination.

4. The impact personnel who complete the program have on student learning as measured by the formulas developed by the commissioner pursuant to s. 1012.34(7).

5. Strategies for continuous improvement of the program.

6. Strategies for involving personnel who complete the program, other school personnel, community agencies, business representatives, and other stakeholders in the program evaluation process.

7. Additional data included at the discretion of the postsecondary institution or school district.

(c) A Level I program must guarantee the high quality of personnel who complete the program for the first 2 years after program completion or the person's initial certification as a school leader, whichever occurs first. If a person who completed the program is evaluated at less than highly effective or effective under s. 1012.34 and the person's employer requests additional training, the Level I program must provide additional training at no cost to the person or his or her employer. The training must include the creation of an individualized plan agreed to by the employer that includes specific learning outcomes. The Level I program is not responsible for the person's employment contract with his or her employer.

(3) **LEVEL II PROGRAMS.**—Initial approval and subsequent renewal of a Level II program shall be for a period of 5 years. A school district, *charter school*, or *charter management organization* may submit to the department in a format prescribed by the department an application to establish a Level II school leader preparation program or for program renewal. To be approved or renewed, a Level II program must:

(a) Demonstrate that personnel accepted into the Level II program have:

1. Obtained their certificate in educational leadership under s. 1012.56.

2. Earned a highly effective or effective designation under s. 1012.34.

3. Satisfactorily performed instructional leadership responsibilities as measured by the evaluation system in s. 1012.34.

(b) Demonstrate that the Level II program:

1. Provides competency-based training aligned to the principal leadership standards adopted by the State Board of Education.

2. Provides training aligned to the personnel evaluation criteria under s. 1012.34 and professional development program in s. 1012.986.

3. Provides individualized instruction using a customized learning plan for each person enrolled in the program that is based on data from self-assessment, selection, and appraisal instruments.

4. Conducts program evaluations and implements program improvements using input from personnel who completed the program and employers and data gathered pursuant to paragraph (2)(b).

(c) Gather and monitor the data specified in paragraph (2)(b).

(4) **RULES.**—The State Board of Education shall adopt rules to administer this section.

Section 43. Paragraphs (b) and (c) of subsection (3) of section 1012.731, Florida Statutes, are amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(b)1. In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner-approved student learning growth formula pursuant to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. *A school district employee who, in the prior school year, was rated highly effective and met the eligibility requirements under this section as a classroom teacher, is eligible to receive a scholarship award during the current school year if he or she maintains employment with the school district.*

~~(c) Notwithstanding the requirements of this subsection, for the 2017-2018, 2018-2019, and 2019-2020 school years, any classroom teacher who:~~

~~1. Was evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded shall receive a scholarship of \$1200, including a classroom teacher who received an award pursuant to paragraph (a).~~

~~2. Was evaluated as effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded a scholarship of up to \$800. If the number of eligible classroom teachers under this subparagraph exceeds the total allocation, the department shall prorate the per teacher scholarship amount.~~

~~This paragraph expires July 1, 2020.~~

Section 44. Subsections (2), (3), and (4) of section 1012.732, Florida Statutes, are amended to read:

1012.732 The Florida Best and Brightest Principal Scholarship Program.—

(2) There is created the Florida Best and Brightest Principal Scholarship Program to be administered by the Department of Education. The program shall provide categorical funding for scholarships to be awarded to school principals, as defined in s. 1012.01(3)(c)1., who *are serving as a franchise model school principals or who have recruited and retained a high percentage of best and brightest teachers.*

(3)(a) A school principal identified pursuant to s. 1012.731(4)(c) is eligible to receive a scholarship under this section if he or she has served as school principal at his or her school for at least 2 consecutive school years including the current school year and his or her school has a ratio of best and brightest teachers to other classroom teachers that is at the 80th percentile or higher for schools within the same grade group, statewide, including elementary schools, middle schools, high schools, and schools with a combination of grade levels.

(b) *A principal of a franchise model school, as defined in s. 1002.334, is eligible to receive a scholarship under this section.*

(4) Annually, by February 1, the department shall identify eligible school principals and disburse funds to each school district for each eligible school principal to receive a scholarship.

(a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each franchise model school principal who is ~~every~~ eligible under paragraph (3)(b).

(b) A scholarship of \$5,000 must be awarded to each school principal assigned to a Title I school and a scholarship of \$4,000 to each ~~every~~ eligible school principal who is not assigned to a Title I school and who is eligible under paragraph (3)(a).

Section 45. Paragraph (e) of subsection (1) of section 1012.796, Florida Statutes, is amended to read:

1012.796 Complaints against teachers and administrators; procedure; penalties.—

(1)

(e) If allegations arise against an employee who is certified under s. 1012.56 and employed in an educator-certificated position in any public school, charter school or governing board thereof, or private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002, the school shall file in writing with the department a legally sufficient complaint within 30 days after the date on which the subject matter of the complaint came to the attention of the school. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in s. 1012.795 and defined by rule of the State Board of Education. The school shall include all known information relating to the complaint with the filing of the complaint. This paragraph does not limit or restrict the power and duty of the department to investigate complaints, regardless of the school's untimely filing, or failure to file, complaints and followup reports.

Section 46. Subsection (11) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.—

(11) The department shall disseminate to the school community proven model professional development programs that have demonstrated success in increasing rigorous and relevant content, increasing student achievement and engagement, meeting identified student needs, and providing effective mentorship activities to new teachers and training to teacher mentors. The methods of dissemination must include a web-based statewide performance-support system including a database of exemplary professional development activities, a listing of available professional development resources, training programs, and available technical assistance. *Professional development resources must include sample course-at-a-glance and unit overview templates that school districts may use when developing curriculum. The templates must provide an organized structure for addressing the Florida Standards, grade-level expectations, evidence outcomes, and 21st century skills that build students' mastery of the standards at each grade level. Each template must support teaching to greater intellectual depth and emphasize transfer and application of concepts, content, and skills. At a minimum, each template must:*

(a) *Provide course or year-long sequencing of concept-based unit overviews based on the Florida Standards.*

(b) *Describe the knowledge and vocabulary necessary for comprehension.*

(c) *Promote the instructional shifts required within the Florida Standards.*

(d) *Illustrate the interdependence of grade level expectations within and across content areas within a grade.*

Section 47. Paragraph (a) of subsection (2) of section 1013.28, Florida Statutes, is amended to read:

1013.28 Disposal of property.—

(2) TANGIBLE PERSONAL PROPERTY.—

(a) Tangible personal property that has been properly classified as surplus by a district school board or Florida College System institution board of trustees shall be disposed of in accordance with the procedure established by chapter 274. However, the provisions of chapter 274 shall not be applicable to a motor vehicle used in driver education to which title is obtained for a token amount from an automobile dealer or manufacturer. In such cases, the disposal of the vehicle shall be as prescribed in the contractual agreement between the automotive agency or manufacturer and the board. *Tangible personal property that has been properly classified as surplus, marked for disposal, or otherwise unused by a district school board shall be provided for a charter school's use on the same basis as it is made available to other public schools in the district. A charter school receiving property from the school district may not sell or dispose of such property without the written permission of the school district.*

Section 48. Present paragraphs (a) through (d) of subsection (1) of section 1013.31, Florida Statutes, are redesignated as paragraphs (b) through (e), respectively, and a new paragraph (a) is added to that subsection, to read:

1013.31 Educational plant survey; localized need assessment; PECO project funding.—

(1) At least every 5 years, each board shall arrange for an educational plant survey, to aid in formulating plans for housing the educational program and student population, faculty, administrators, staff, and auxiliary and ancillary services of the district or campus, including consideration of the local comprehensive plan. The Department of Education shall document the need for additional career and adult education programs and the continuation of existing programs before facility construction or renovation related to career or adult education may be included in the educational plant survey of a school district or Florida College System institution that delivers career or adult education programs. Information used by the Department of Education to establish facility needs must include, but need not be limited to, labor market data, needs analysis, and information submitted by the school district or Florida College System institution.

(a) *Educational plant survey and localized need assessment for capital outlay purposes.—A district may only use funds from the following sources for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation:*

1. *The local capital outlay improvement fund, consisting of funds that come from and are a part of the district's basic operating budget;*

2. *If a board decides to build an educational, auxiliary, or ancillary facility without a survey recommendation and the taxpayers approve a bond referendum, the voted bond referendum;*

3. *One-half cent sales surtax revenue;*

4. *One cent local governmental surtax revenue;*

5. *Impact fees; and*

6. *Private gifts or donations.*

Section 49. Paragraph (e) is added to subsection (2) of section 1013.385, Florida Statutes, to read:

1013.385 School district construction flexibility.—

(2) A resolution adopted under this section may propose implementation of exceptions to requirements of the uniform statewide building code for the planning and construction of public educational and ancillary plants adopted pursuant to ss. 553.73 and 1013.37 relating to:

(e) *Any other provisions that limit the ability of a school to operate in a facility on the same basis as a charter school pursuant to s. 1002.33(18) if the regional planning council determines that there is sufficient shelter capacity within the school district as documented in the Statewide Emergency Shelter Plan.*

Section 50. Subsection (3) of section 1013.62, Florida Statutes, is amended, and paragraph (c) is added to subsection (1) of that section, to read:

1013.62 Charter schools capital outlay funding.—

(1) Charter school capital outlay funding shall consist of revenue resulting from the discretionary millage authorized in s. 1011.71(2) and state funds when such funds are appropriated in the General Appropriations Act.

(c) *It is the intent of the Legislature that the public interest be protected by prohibiting personal financial enrichment by owners, operators, managers, real estate developers, and other affiliated parties of charter schools. Therefore, a charter school is not eligible for a funding allocation unless the chair of the governing board and the chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, or improving charter school facilities that are:*

1. Owned by a school district, a political subdivision of the state, a municipality, a Florida College System institution, or a state university;

2. Owned by an organization that is qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code whose articles of incorporation specify that, upon the organization's dissolution, the subject property will be transferred to a school district, a political subdivision of the state, a municipality, a Florida College System institution, or a state university; or

3. Owned by and leased, at a fair market value in the school district in which the charter school is located, from a person or entity that is not an affiliated party of the charter school. For the purposes of this subparagraph, the term "affiliated party of the charter school" means the applicant for the charter school pursuant to s. 1002.33; the governing board of the charter school or a member of the governing board; the charter school owner; the charter school principal; an employee of the charter school; an independent contractor of the charter school or the governing board of the charter school; a relative, as defined in s. 1002.33(24)(a)2., of a charter school governing board member, a charter school owner, a charter school principal, a charter school employee, or an independent contractor of a charter school or charter school governing board; a subsidiary corporation, a service corporation, an affiliated corporation, a parent corporation, a limited liability company, a limited partnership, a trust, a partnership, or a related party that, individually or through one or more entities, shares common ownership or control and directly or indirectly manages, administers, controls, or oversees the operation of the charter school; or any person or entity, individually or through one or more entities that share common ownership, which directly or indirectly manages, administers, controls, or oversees the operation of any of the foregoing.

(3) If the school board levies the discretionary millage authorized in s. 1011.71(2), the department shall use the following calculation methodology to determine the amount of revenue that a school district must distribute to each eligible charter school:

(a) Reduce the total discretionary millage revenue by the school district's annual debt service obligation incurred as of March 1, 2017, and any amount of participation requirement pursuant to s. 1013.64(2)(a)8. that is being satisfied by revenues raised by the discretionary millage.

(b) Divide the school district's adjusted discretionary millage revenue by the district's total capital outlay full-time equivalent membership and the total number of unweighted full-time equivalent students of each eligible charter school to determine a capital outlay allocation per full-time equivalent student.

(c) Multiply the capital outlay allocation per full-time equivalent student by the total number of full-time equivalent students for all of each eligible charter schools within the district school to determine the total charter school capital outlay allocation for each district charter school.

(d) If applicable, reduce the capital outlay allocation identified in paragraph (c) by the total amount of state funds allocated pursuant to subsection (2) to all each eligible charter schools within a district school in subsection (2) to determine the net total maximum calculated capital outlay allocation from local funds. If state funds are not allocated pursuant to subsection (2), the amount determined in paragraph (c) is equal

to the net total calculated capital outlay allocation from local funds for each district.

(e) *For each charter school within each district, the net capital outlay amount from local funds shall be calculated in the same manner as the state funds in paragraphs (2)(a)-(d), except that the base charter school per weighted FTE allocation amount shall be determined by dividing the net total capital outlay amount from local funds by the total weighted FTE for all eligible charter schools within the district. The per weighted FTE allocation amount from local funds shall be multiplied by the weighted FTE for each charter school to determine each charter school's capital outlay allocation from local funds.*

(f)(e) School districts shall distribute capital outlay funds to charter schools no later than February 1 of each year, ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

Section 51. Effective July 1, 2019, subsection (13) of section 212.08, Florida Statutes, is amended to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(13) No transactions shall be exempt from the tax imposed by this chapter except those expressly exempted herein. All laws granting tax exemptions, to the extent they may be inconsistent or in conflict with this chapter, including, but not limited to, the following designated laws, shall yield to and be superseded by the provisions of this subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31, 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11, 348.65, 348.762, 349.13, 403.1834, and 616.07, ~~and 623.09~~, and the following Laws of Florida, acts of the year indicated: s. 31, chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263, 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13, chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754; s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681. This subsection does not supersede the authority of a local government to adopt financial and local government incentives pursuant to s. 163.2517.

Section 52. *For the 2018-2019 fiscal year, the sum of \$2,596,560 in recurring funds from the General Revenue Fund and the sum of \$392,134 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act as follows: the sum of \$2 million in recurring funds shall be used to implement the Hope Scholarship Program created pursuant to s. 1002.40, Florida Statutes, the sums of \$596,560 in recurring funds and \$142,134 in nonrecurring funds shall be used to implement the additional oversight requirements pursuant to s. 1002.421, Florida Statutes, and the sum of \$250,000 in nonrecurring funds shall be used to issue a competitive grant award pursuant to s. 1002.395(9), Florida Statutes.*

Section 53. *The Department of Revenue may, and all conditions are deemed met to, adopt emergency rules pursuant to ss. 120.536(1) and 120.54, Florida Statutes, to administer this act.*

Section 54. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; authorizing the Department of Revenue to share specified information with eligible nonprofit scholarship-funding organizations; providing that certain requirements apply to such organizations; repealing ch. 623, F.S., relating to private school corporations, on a specified date; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s.

1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; amending s. 1002.01, F.S.; revising and defining terms; amending s. 1002.20, F.S.; updating educational options and terminology; amending s. 1002.33, F.S.; revising the criteria for denying high-performing charter school system applications; revising requirements for the term of a charter; revising provisions for the modification of and the nonrenewal or termination of a charter; revising the process for resolving contractual disputes; amending s. 1002.331, F.S.; revising the calculation used to determine facility capacity for such charter schools; revising the number of schools that can be established by a high-performing charter school; amending s. 1002.333, F.S.; redefining the terms “persistently low-performing school” and “school of hope”; revising the required contents of a school of hope notice of intent and performance-based agreement; revising school of hope facility requirements; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; requiring the State Board of Education to provide awards to all eligible schools that meet certain requirements; providing for certain funds for the Schools of Hope Program to be carried forward for a specified number of years; prohibiting a school of hope operator or owner from serving as the principal of a school of hope that he or she manages; conforming cross-references; creating s. 1002.334, F.S.; defining the term “franchise model school”; authorizing specified schools to use a franchise model school as a turnaround option; specifying requirements for a franchise model school principal; amending s. 1002.37, F.S.; requiring school districts to provide Florida Virtual School students access to certain examinations and assessments and certain information; amending s. 1002.385, F.S.; revising the meaning of a rare disease within the definition of a “disability” for purposes of the Gardiner Scholarship Program; revising requirements for private schools that participate in the program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; conforming cross-references; amending s. 1002.39, F.S.; revising the purpose of department site visits at private schools participating in the John M. McKay Scholarships for Students with Disabilities Program; authorizing the department to make followup site visits at any time to certain private schools; requiring participating private schools to provide a specified report from an independent certified public accountant under certain circumstances; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising obligations of eligible nonprofit scholarship-funding organizations participating in the Florida Tax Credit Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; revising the purpose of department site visits at private schools participating in the Florida Tax Credit Scholarship Program; authorizing the department to make followup site visits at any time to certain private schools; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; defining terms; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a principal to provide copies of a report of physical violence or emotional abuse to certain individuals within specified timeframes; requiring the principal to investigate such incidents; requiring a school district to notify an eligible student’s parent of the program under certain circumstances; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing Department of Education obligations relating to participating students and private schools and program requirements; providing Commissioner of Education obligations; requiring the commissioner to deny, suspend, or revoke a private school’s participation in the program or the payment of scholarship funds under certain circumstances; defining the term “owner or operator”; providing a process for review of a decision from the commissioner under certain circumstances; providing for the release of personally identifiable student information under certain circumstances; providing parent and student responsibilities for initial and continued participation in the program; providing nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit

scholarship-funding organizations; providing requirements for administrative expenses; prohibiting a nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing reporting requirements for nonprofit scholarship-funding organizations relating to taxpayer contributions; providing penalties; providing for the restitution of specified funds under certain circumstances; providing the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education to adopt rules to administer the program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of a reading scholarship account; amending s. 1002.421, F.S.; defining the term “owner or operator”; requiring a private school to employ or contract with teachers who meet certain qualifications and provide information about such qualifications to the department and parents; revising the conditions under which a private school employee may be exempted from background screening requirements; specifying that a private school is ineligible to participate in certain scholarship programs under certain circumstances; requiring the department to annually visit a certain percentage of certain private schools; authorizing the department to make certain followup site visits at any time; requiring the Division of State Fire Marshal to annually provide the department with fire safety inspection reports for certain private schools; requiring that certain private schools provide the department with a report from an independent certified public accountant under certain circumstances; repealing s. 1002.43, F.S., relating to private tutoring programs; amending s. 1002.45, F.S.; revising documentation requirements for virtual education providers; providing for the automatic termination of a virtual instruction provider’s contract under certain circumstances; authorizing the State Board of Education to grant a waiver of such termination; amending s. 1002.55, F.S.; authorizing an early learning coalition to refuse to contract with certain private prekindergarten providers; amending s. 1003.01, F.S.; redefining the term “regular school attendance”; amending s. 1003.26, F.S.; conforming a cross-reference; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; amending s. 1003.44, F.S.; requiring each district school board to adopt rules for the display of the official state motto in specified places; amending s. 1003.453, F.S.; conforming provisions to changes made by the act; creating s. 1003.457, F.S.; requiring school districts to provide instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator; requiring students to study and practice psychomotor skills associated with CPR at least once before graduating from high school; requiring the instruction to be a part of a required curriculum; providing instruction to be based on certain programs; providing an exemption; creating s. 1006.05, F.S.; providing the purpose of the mental health assistance allocation; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the Commissioner of Education; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school’s campus; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to provide specified agencies

with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards and private school principals or governing boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; requiring that certain recommendations be documented by such board or principal; amending s. 1006.12, F.S.; requiring, rather than authorizing, district school boards to establish certain school resource officer programs; requiring a district school board to commission one or more school safety officers at each district school facility within the district; amending s. 1007.271, F.S.; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; amending s. 1007.273, F.S.; defining the term “structured program”; providing additional options for students participating in a structured program; prohibiting a district school board from limiting the number of public school students who may participate in a structured program; revising contract requirements; requiring each district school board to annually notify students in certain grades of certain information about the structured program, by a specified date; revising provisions relating to funding; requiring the state board to enforce compliance with certain provisions by a specified date each year; providing reporting requirements; amending s. 1008.33, F.S.; revising the turnaround options available for certain schools; amending s. 1011.62, F.S.; prohibiting the award of certain bonuses to teachers who fail to maintain the security of certain examinations or violate certain protocols; authorizing the state board to adopt rules for specified purposes; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; providing that implementation plans may include certain models; providing requirements for implementation plans; providing for the allocation of funds in specified fiscal years; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation; providing the calculation for the allocation; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; amending s. 1011.71, F.S.; increasing the amount that a school district may expend from a specified millage levy for certain expenses; amending s. 1012.2315, F.S.; requiring certain employee organizations to include specified information in a specified application and to petition for recertification for specified purposes; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.32, F.S.; requiring a district school board to reimburse certain costs if it fails to notify a charter school of the eligibility status of certain persons; amending s. 1012.562, F.S.; authorizing charter schools and charter management organizations to offer school leader preparation programs; amending s. 1012.731, F.S.; extending eligibility for the Florida Best and Brightest Teacher Scholarship Program to school district employees who, in the immediately preceding school year, were classroom teachers and met eligibility requirements; deleting scholarship awards authorized for specific school years; amending s. 1012.732, F.S.; specifying that a franchise model school principal is eligible to receive a Florida Best and Brightest Principal scholarship; requiring specified awards for eligible principals; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; amending s. 1012.98, F.S.; requiring professional development resources to include sample course-at-a-glance and unit overview templates; providing requirements for such templates; amending s. 1013.28, F.S.; requiring school districts to provide charter schools access to certain property on the same basis as public schools; prohibiting certain actions by a charter school without the written permission of the school district; amending s. 1013.31, F.S.; authorizing a district to use certain sources of funds for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school dis-

tricts; amending s. 1013.62, F.S.; providing legislative intent; prohibiting a charter school from being eligible for capital outlay funds unless the chair of the governing board and the chief administrative officer of the charter school annually certify certain information; defining the term “affiliated party of the charter school”; revising the Department of Education’s calculation methodology for a school district’s distribution of discretionary millage to its eligible charter schools; amending s. 212.08, F.S.; conforming a cross-reference; providing appropriations; providing appropriations; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing effective dates.

The Committee on Education recommended the following amendment which was moved by Senator Hukill and failed:

Amendment 2 (903516) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 212.1832, Florida Statutes, is created to read:

212.1832 Credit for contributions to the Hope Scholarship Program.—

(1) *Upon adoption of rules, the purchaser of a motor vehicle shall be granted a credit of 100 percent of an eligible contribution made to an eligible nonprofit scholarship-funding organization under s. 1002.40 against any tax imposed by the state and collected from the purchaser by a dealer, designated agent, or private tag agent as a result of the purchase or acquisition of a motor vehicle. For purposes of this subsection, the term “purchase” does not include the lease or rental of a motor vehicle.*

(2) *A dealer shall take a credit against any tax imposed by the state under this chapter on the purchase of a motor vehicle in an amount equal to the credit granted to the purchaser under subsection (1).*

(3) *For purposes of the distributions of tax revenue under s. 212.20, the department shall disregard any tax credits allowed under this section to ensure that any reduction in tax revenue received that is attributable to the tax credits results only in a reduction in distributions to the General Revenue Fund. The provisions of s. 1002.40 apply to the credit authorized by this section.*

Section 2. Subsection (21) is added to section 213.053, Florida Statutes, to read:

213.053 Confidentiality and information sharing.—

(21)(a) *The department may provide to an eligible nonprofit scholarship-funding organization, as defined in s. 1002.40, a dealer’s name, address, federal employer identification number, and information related to differences between credits taken by the dealer pursuant to s. 212.1832(2) and amounts remitted to the eligible nonprofit scholarship-funding organization under s. 1002.40(13)(b)3. The eligible nonprofit scholarship-funding organization may use the information for purposes of recovering eligible contributions designated for that organization that were collected by the dealer but never remitted to the organization.*

(b) *Nothing in this subsection authorizes the disclosure of information if such disclosure is prohibited by federal law. An eligible nonprofit scholarship-funding organization is bound by the same requirements of confidentiality and the same penalties for a violation of the requirements as the department.*

Section 3. *Effective July 1, 2019, chapter 623, Florida Statutes, consisting of sections 623.01, 623.02, 623.03, 623.04, 623.05, 623.06, 623.07, 623.08, 623.09, 623.10, 623.11, 623.12, 623.13, and 623.14, is repealed.*

Section 4. Subsections (4) and (5) of section 1001.10, Florida Statutes, are amended to read:

1001.10 Commissioner of Education; general powers and duties.—

(4) *The Department of Education shall provide technical assistance to school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students under s. 1002.385, s. 1002.39, or s. 1002.395, or another state scholarship program under chapter 1002 in the development of policies, procedures, and training related to employment practices and standards of ethical*

conduct for instructional personnel and school administrators, as defined in s. 1012.01.

(5) The Department of Education shall provide authorized staff of school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002 with access to electronic verification of information from the following employment screening tools:

(a) The Professional Practices' Database of Disciplinary Actions Against Educators; and

(b) The Department of Education's Teacher Certification Database.

This subsection does not require the department to provide these staff with unlimited access to the databases. However, the department shall provide the staff with access to the data necessary for performing employment history checks of the instructional personnel and school administrators included in the databases.

Section 5. Section 1001.4205, Florida Statutes, is amended to read:

1001.4205 Visitation of schools ~~by an individual school board or charter school governing board member~~.—An individual member of a district school board may, on any day and at any time at his or her pleasure, visit any district school in his or her school district. *An individual member of the State Legislature may, on any day and at any time at his or her pleasure, visit any district school, including any charter school, in his or her legislative district.* An individual member of a charter school governing board ~~member~~ may, on any day and at any time at his or her pleasure, visit any charter school governed by the charter school's governing board.

(1) The ~~visiting individual board member~~ must sign in and sign out at the school's main office and wear his or her board or State Legislature identification badge, as applicable, at all times while present on school premises.

(2) The board, the school, or any other person or entity, including, but not limited to, the principal of the school, the school superintendent, or any ~~other~~ board member, may not require the visiting ~~individual board member~~ to provide notice before visiting the school.

(3) The school may offer, but may not require, an escort to accompany the ~~a visiting individual board member~~ during the visit.

(4) A ~~Another~~ board member or a district employee, including, but not limited to, the superintendent, the school principal, or ~~the superintendent's or the principal's his or her~~ designee, may not limit the duration or scope of the visit or direct the ~~a visiting individual board member~~ to leave the premises.

(5) A board, district, or school administrative policy or practice may not prohibit or limit the authority granted to ~~the visiting individual a board member~~ under this section.

Section 6. Section 1002.01, Florida Statutes, is amended to read:

1002.01 Definitions.—

(1) A “home education program” means the sequentially progressive instruction of a student directed by his or her parent in order to satisfy the attendance requirements of ss. 1002.41, 1003.01(13), and 1003.21(1).

(2) A “private school” is a nonpublic school *that is registered in accordance with s. 1002.42 and is defined as an individual, association, copartnership, or corporation, or department, division, or section of such organizations, that designates itself as an educational center that includes kindergarten or a higher grade or as an elementary, secondary, business, technical, or trade school below college level or any organization that provides instructional services that meet the intent of s. 1003.01(13) or that gives preemployment or supplementary training in technology or in fields of trade or industry or that offers academic, literary, or career training below college level, or any combination of the above, including an institution that performs the functions of the above schools through correspondence or extension, except those licensed under the provisions of chapter 1005.* A private school may be a paro-

chial, religious, denominational, for-profit, or nonprofit school *attended by a student in order to satisfy the attendance requirements of s. 1003.01(13).* This definition does not include home education programs conducted in accordance with s. 1002.41.

(3) For purposes of this chapter, a “scholarship program” means any one of the following:

(a) The Opportunity Scholarship Program established pursuant to s. 1002.38.

(b) The Gardiner Scholarship Program established pursuant to s. 1002.385.

(c) The John M. McKay Scholarships for Students with Disabilities Program established pursuant to s. 1002.39.

(d) The Florida Tax Credit Scholarship Program established pursuant to s. 1002.395.

(e) The Hope Scholarship Program established pursuant to s. 1002.40.

Section 7. Paragraph (b) of subsection (2) and subsection (6) of section 1002.20, Florida Statutes, are amended to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(2) ATTENDANCE.—

(b) *Regular school attendance.*—Parents of students who have attained the age of 6 years by February 1 of any school year but who have not attained the age of 16 years must comply with the compulsory school attendance laws. Parents have the option to comply with the school attendance laws by attendance of the student in a public school; a private parochial, religious, or denominational school; a private school; or a home education program; ~~or a private tutoring program, in accordance with the provisions of s. 1003.01(13).~~

(6) EDUCATIONAL CHOICE.—

(a) *Public educational school choices.*—Parents of public school students may seek any public educational school choice options that are applicable and available to students throughout the state. These options may include controlled open enrollment, single-gender programs, lab schools, virtual instruction programs, charter schools, charter technical career centers, magnet schools, alternative schools, special programs, auditory-oral education programs, advanced placement, dual enrollment, International Baccalaureate, International General Certificate of Secondary Education (pre-AICE), CAPE digital tools, CAPE industry certifications, collegiate high school programs, Advanced International Certificate of Education, early admissions, credit by examination or demonstration of competency, the New World School of the Arts, the Florida School for the Deaf and the Blind, and the Florida Virtual School. These options may also include the public educational choice options of the Opportunity Scholarship Program and the McKay Scholarships for Students with Disabilities Program.

(b) *Private educational choices.*—*The parent of a student may choose to enroll the student in a private school, as defined in s. 1002.01(2).* Parents of public school students may seek private educational choice options under certain programs.

1. Under the McKay Scholarships for Students with Disabilities Program, the parent of a public school student with a disability may request and receive a McKay Scholarship for the student to attend a private school in accordance with s. 1002.39.

2. Under the Florida Tax Credit Scholarship Program, the parent of a student who qualifies for free or reduced-price school lunch or who is currently placed, or during the previous state fiscal year was placed, in foster care as defined in s. 39.01 may seek a scholarship from an eligible nonprofit scholarship-funding organization in accordance with s. 1002.395.

3. Under the *Gardiner Scholarship Program* ~~Florida Personal Learning Scholarship Accounts Program~~, the parent of a student with a qualifying disability may apply for a *Gardiner Scholarship* ~~personal learning scholarship~~ to be used for individual educational needs in accordance with s. 1002.385.

4. *Under the Hope Scholarship Program, the parent of a student who was the victim of a substantiated incident of violence or abuse while attending a public school may seek a scholarship for the student to attend a private school in accordance with s. 1002.40.*

(c) *Home education.*—The parent of a student may choose to place the student in a home education program, *as defined in s. 1002.01(1), in accordance with the provisions of s. 1002.41.*

(d) *Private tutoring.*—~~The parent of a student may choose to place the student in a private tutoring program in accordance with the provisions of s. 1002.43(1).~~

Section 8. Paragraph (b) of subsection (6) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

(6) APPLICATION PROCESS AND REVIEW.—Charter school applications are subject to the following requirements:

(b) A sponsor shall receive and review all applications for a charter school using the evaluation instrument developed by the Department of Education. A sponsor shall receive and consider charter school applications received on or before August 1 of each calendar year for charter schools to be opened at the beginning of the school district's next school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before August 1 and may receive an application submitted later than August 1 if it chooses. Beginning in 2018 and thereafter, a sponsor shall receive and consider charter school applications received on or before February 1 of each calendar year for charter schools to be opened 18 months later at the beginning of the school district's school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before February 1 and may receive an application submitted later than February 1 if it chooses. A sponsor may not charge an applicant for a charter any fee for the processing or consideration of an application, and a sponsor may not base its consideration or approval of a final application upon the promise of future payment of any kind. Before approving or denying any application, the sponsor shall allow the applicant, upon receipt of written notification, at least 7 calendar days to make technical or nonsubstantive corrections and clarifications, including, but not limited to, corrections of grammatical, typographical, and like errors or missing signatures, if such errors are identified by the sponsor as cause to deny the final application.

1. In order to facilitate an accurate budget projection process, a sponsor shall be held harmless for FTE students who are not included in the FTE projection due to approval of charter school applications after the FTE projection deadline. In a further effort to facilitate an accurate budget projection, within 15 calendar days after receipt of a charter school application, a sponsor shall report to the Department of Education the name of the applicant entity, the proposed charter school location, and its projected FTE.

2. In order to ensure fiscal responsibility, an application for a charter school shall include a full accounting of expected assets, a projection of expected sources and amounts of income, including income derived from projected student enrollments and from community support, and an expense projection that includes full accounting of the costs of operation, including start-up costs.

3.a. A sponsor shall by a majority vote approve or deny an application no later than 90 calendar days after the application is received, unless the sponsor and the applicant mutually agree in writing to temporarily postpone the vote to a specific date, at which time the sponsor shall by a majority vote approve or deny the application. If the sponsor fails to act on the application, an applicant may appeal to the State Board of Education as provided in paragraph (c). If an application is denied, the sponsor shall, within 10 calendar days after such denial,

articulate in writing the specific reasons, based upon good cause, supporting its denial of the application and shall provide the letter of denial and supporting documentation to the applicant and to the Department of Education.

b. An application submitted by a high-performing charter school identified pursuant to s. 1002.331 or a high-performing charter school system identified pursuant to s. 1002.332 may be denied by the sponsor only if the sponsor demonstrates by clear and convincing evidence that:

(I) The application does not materially comply with the requirements in paragraph (a);

(II) The charter school proposed in the application does not materially comply with the requirements in paragraphs (9)(a)-(f);

(III) The proposed charter school's educational program does not substantially replicate that of the applicant or one of the applicant's high-performing charter schools;

(IV) The applicant has made a material misrepresentation or false statement or concealed an essential or material fact during the application process; or

(V) The proposed charter school's educational program and financial management practices do not materially comply with the requirements of this section.

Material noncompliance is a failure to follow requirements or a violation of prohibitions applicable to charter school applications, which failure is quantitatively or qualitatively significant either individually or when aggregated with other noncompliance. An applicant is considered to be replicating a high-performing charter school if the proposed school is substantially similar to at least one of the applicant's high-performing charter schools and the organization or individuals involved in the establishment and operation of the proposed school are significantly involved in the operation of replicated schools.

c. If the sponsor denies an application submitted by a high-performing charter school or a high-performing charter school system, the sponsor must, within 10 calendar days after such denial, state in writing the specific reasons, based upon the criteria in sub-subparagraph b., supporting its denial of the application and must provide the letter of denial and supporting documentation to the applicant and to the Department of Education. The applicant may appeal the sponsor's denial of the application in accordance with paragraph (c).

4. For budget projection purposes, the sponsor shall report to the Department of Education the approval or denial of an application within 10 calendar days after such approval or denial. In the event of approval, the report to the Department of Education shall include the final projected FTE for the approved charter school.

5. Upon approval of an application, the initial startup shall commence with the beginning of the public school calendar for the district in which the charter is granted. A charter school may defer the opening of the school's operations for up to 3 2 years to provide time for adequate facility planning. The charter school must provide written notice of such intent to the sponsor and the parents of enrolled students at least 30 calendar days before the first day of school.

Section 9. Subsection (1) of section 1002.331, Florida Statutes, is amended to read:

1002.331 High-performing charter schools.—

(1) A charter school is a high-performing charter school if it:

(a) Received at least two school grades of "A" and no school grade below "B," pursuant to s. 1008.34, during each of the previous 3 school years or received at least two consecutive school grades of "A" in the most recent 2 school years.

(b) Received an unqualified opinion on each annual financial audit required under s. 218.39 in the most recent 3 fiscal years for which such audits are available.

(c) Did not receive a financial audit that revealed one or more of the financial emergency conditions set forth in s. 218.503(1) in the most

recent 3 fiscal years for which such audits are available. However, this requirement is deemed met for a charter school-in-the-workplace if there is a finding in an audit that the school has the monetary resources available to cover any reported deficiency or that the deficiency does not result in a deteriorating financial condition pursuant to s. 1002.345(1)(a)3.

For purposes of determining initial eligibility, the requirements of paragraphs (b) and (c) only apply to the most recent 2 fiscal years if the charter school earns two consecutive grades of "A." A virtual charter school established under s. 1002.33 is not eligible for designation as a high-performing charter school.

Section 10. Present subsections (11) and (12) of section 1002.333, Florida Statutes, are redesignated as subsections (12) and (13), respectively, a new subsection (11) is added to that section, and subsections (1) and (2), paragraph (a) of subsection (4), paragraphs (b), (g), and (i) of subsection (5), paragraph (a) of subsection (7), subsection (9), and paragraph (b) of subsection (10) of that section are amended, to read:

1002.333 Persistently low-performing schools.—

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

(a) "Hope operator" means an entity identified by the department pursuant to subsection (2).

(b) "Persistently low-performing school" means a school that has *completed 2 school years of a district-managed turnaround plan required under s. 1008.33(4)(a) and has not improved its school grade to a "C" or higher, earned three consecutive grades lower than a "C,"* pursuant to s. 1008.34, and a school that was closed pursuant to s. 1008.33(4) within 2 years after the submission of a notice of intent.

(c) "School of hope" means:

1. A charter school operated by a hope operator which serves students from one or more persistently low-performing schools; is located in the attendance zone of a persistently low-performing school ~~or within a 5-mile radius of such school, whichever is greater~~; and is a Title I eligible school; or

2. A school operated by a hope operator pursuant to s. 1008.33(4)(b) ~~3.b. s. 1008.33(4)(b)3.~~

(2) HOPE OPERATOR.—A hope operator is a nonprofit organization with tax exempt status under s. 501(c)(3) of the Internal Revenue Code ~~which that~~ operates three or more charter schools that serve students in grades K-12 in Florida or other states with a record of serving students from low-income families and is designated by the State Board of Education as a hope operator based on a determination that:

(a) The past performance of the hope operator meets or exceeds the following criteria:

1. The achievement of enrolled students exceeds the district and state averages of the states in which the operator's schools operate;

2. The average college attendance rate at all schools currently operated by the operator exceeds 80 percent, if such data is available;

3. The percentage of students eligible for a free or reduced price lunch under the National School Lunch Act enrolled at all schools currently operated by the operator exceeds 70 percent;

4. The operator is in good standing with the authorizer in each state in which it operates;

5. The audited financial statements of the operator are free of material misstatements and going concern issues; and

6. Other outcome measures as determined by the State Board of Education;

(b) The operator was awarded a United States Department of Education Charter School Program Grant for Replication and Expansion of High-Quality Charter Schools within the preceding 3 years before applying to be a hope operator;

(c) The operator receives funding through the National Fund of the Charter School Growth Fund to accelerate the growth of the nation's best charter schools; or

(d) The operator is selected by a district school board in accordance with s. 1008.33.

An entity that meets the requirements of paragraph (b), paragraph (c), or paragraph (d) before the adoption by the state board of measurable criteria pursuant to paragraph (a) shall be designated as a hope operator. After the adoption of the measurable criteria, an entity, including a governing board that operates a school established pursuant to s. 1008.33(4)(b)3.b. ~~s. 1008.33(4)(b)3.~~, shall be designated as a hope operator if it meets the criteria of paragraph (a).

(4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator seeking to open a school of hope must submit a notice of intent to the school district in which a persistently low-performing school has been identified by the State Board of Education pursuant to subsection (10).

(a) The notice of intent must include *all of the following*:

1. An academic focus and plan.

2. A financial plan.

3. Goals and objectives for increasing student achievement for the students from low-income families.

4. A completed or planned community outreach plan.

5. The organizational history of success in working with students with similar demographics.

6. The grade levels to be served and enrollment projections.

7. ~~The specific proposed~~ location or geographic area proposed for the school and its proximity to the persistently low-performing school ~~or the plan to use the district-owned facilities of the persistently low-performing school.~~

8. A staffing plan.

9. *An operations plan specifying the operator's intent to undertake the operations of the persistently low-performing school in its entirety or through limited components of the operations.*

(5) PERFORMANCE-BASED AGREEMENT.—The following shall comprise the entirety of the performance-based agreement:

~~(b) The location or geographic area proposed for the school of hope and its proximity to the persistently low-performing school.~~

~~(f)(g)~~ The grounds for termination, including failure to meet the requirements for student performance established pursuant to paragraph (d) ~~(e)~~, generally accepted standards of fiscal management, or material violation of terms of the agreement. The nonrenewal or termination of a performance-based agreement must comply with the requirements of s. 1002.33(8).

~~(h)(i)~~ A provision establishing the initial term as 5 years. The agreement ~~must shall~~ be renewed, upon the request of the hope operator, unless the school fails to meet the requirements for student performance established pursuant to paragraph (d) ~~(e)~~ or generally accepted standards of fiscal management or the school of hope materially violates the law or the terms of the agreement.

(7) FACILITIES.—

(a)1. A school of hope ~~that meets the definition under subparagraph (1)(c)1.~~ shall use facilities that comply with the Florida Building Code, except for the State Requirements for Educational Facilities. ~~A school of hope that uses school district facilities must comply with the State Requirements for Educational Facilities only if the school district and the hope operator have entered into a mutual management plan for the reasonable maintenance of such facilities. The mutual management plan shall contain a provision by which the district school board agrees to maintain the school facilities in the same manner as its other public schools within the district.~~

2. A school of hope that meets the definition under subparagraph (1)(c)2. and that receives funds from the hope supplemental services allocation under s. 1011.62(16) shall use the district-owned facilities of the persistently low-performing school that the school of hope operates. A school of hope that uses district-owned facilities must enter into a mutual management plan with the school district for the reasonable maintenance of the facilities. The mutual management plan must contain a provision specifying that the district school board agrees to maintain the school facilities in the same manner as other public schools within the district.

The local governing authority shall not adopt or impose any local building requirements or site-development restrictions, such as parking and site-size criteria, student enrollment, and occupant load, that are addressed by and more stringent than those found in the State Requirements for Educational Facilities of the Florida Building Code. A local governing authority must treat schools of hope equitably in comparison to similar requirements, restrictions, and site planning processes imposed upon public schools. The agency having jurisdiction for inspection of a facility and issuance of a certificate of occupancy or use shall be the local municipality or, if in an unincorporated area, the county governing authority. If an official or employee of the local governing authority refuses to comply with this paragraph, the aggrieved school or entity has an immediate right to bring an action in circuit court to enforce its rights by injunction. An aggrieved party that receives injunctive relief may be awarded reasonable attorney fees and court costs.

(9) FUNDING.—

(a) Schools of hope shall be funded in accordance with s. 1002.33(17).

(b) Schools of hope shall receive priority in the department's Public Charter School Grant Program competitions.

(c) Schools of hope shall be considered charter schools for purposes of s. 1013.62, except charter capital outlay may not be used to purchase real property or for the construction of school facilities.

(d) Schools of hope that meet the definition under subparagraph (1)(c)1. are eligible to receive funds from the Schools of Hope Program.

(e) Schools of hope that meet the definition under subparagraph (1)(c)2. are eligible to receive funds from the hope supplemental services allocation established under s. 1011.62(16).

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive funding for services authorized up to \$2,000 per full-time equivalent student from the hope supplemental services allocation established under s. 1011.62(16). Schools of Hope Program based upon the strength of the school's plan for implementation and its focus on evidence-based interventions that lead to student success by providing wrap around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap around services include, but are not limited to, tutorial and after school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:

1. Establish wrap around services that develop family and community partnerships.

2. Establish clearly defined and measurable high academic and character standards.

3. Increase parental involvement and engagement in the child's education.

4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the re-

quirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.

5. Identify a knowledge rich curriculum that the school will use that focuses on developing a student's background knowledge.

6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.

(11) SCHOOLS OF HOPE MANAGEMENT.—A hope operator or the owner of a school of hope may not serve as the principal of any school that he or she manages.

Section 11. Section 1002.334, Florida Statutes, is created to read:

1002.334 Franchise model schools.—

(1) As used in this section, the term "franchise model school" means a persistently low-performing school, as defined in s. 1002.333(1)(b), which is led by a highly effective principal in addition to the principal's currently assigned school. If a franchise model school achieves a grade of "C" or higher, the school may retain its status as a franchise model school at the discretion of the school district.

(2) A school district that has one or more persistently low-performing schools may use a franchise model school as a school turnaround option pursuant to s. 1008.33(4)(b)4.

(3) A franchise model school principal:

(a) Must be rated as highly effective pursuant to s. 1012.34;

(b) May lead two or more schools, including a persistently low-performing school or a school that was considered a persistently low-performing school before becoming a franchise model school;

(c) May allocate resources and personnel between the schools under his or her administration; however, he or she must expend hope supplemental services allocation funds, authorized under s. 1011.62(16), at the franchise model school; and

(d) Is eligible to receive a Best and Brightest Principal award under s. 1012.732.

Section 12. Paragraph (d) of subsection (2), paragraphs (d) and (h) of subsection (5), subsection (8), and paragraph (a) of subsection (11) of section 1002.385, Florida Statutes, are amended to read:

1002.385 The Gardiner Scholarship.—

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

(d) "Disability" means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association; cerebral palsy, as defined in s. 393.063(6); Down syndrome, as defined in s. 393.063(15); an intellectual disability, as defined in s. 393.063(24); Phelan-McDermid syndrome, as defined in s. 393.063(28); Prader-Willi syndrome, as defined in s. 393.063(29); spina bifida, as defined in s. 393.063(40); being a high-risk child, as defined in s. 393.063(23)(a); muscular dystrophy; Williams syndrome; a rare disease, a disorder that affects diseases which affect patient populations of fewer than 200,000 individuals or fewer in the United States, as defined by the Orphan Drug Act of 1983, Pub. L. No. 97-414 National Organization for Rare Disorders; anaphylaxis; deaf; visually impaired; traumatic brain injured; hospital or homebound; or identification as dual sensory impaired, as defined by rules of the State Board of Education and evidenced by reports from local school districts. The term "hospital or homebound" includes a student who has a medically diagnosed physical or psychiatric condition or illness, as defined by the state board in rule, and who is confined to the home or hospital for more than 6 months.

(5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must be used to meet the individual educational needs of an eligible student and may be spent for the following purposes:

(d) Enrollment in, or tuition or fees associated with enrollment in, a home education program, an eligible private school, an eligible post-

secondary educational institution or a program offered by the institution, ~~a private tutoring program authorized under s. 1002.43,~~ a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator's certificate pursuant to s. 1012.56; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). As used in this paragraph, the term "part-time tutoring services" does not qualify as regular school attendance as defined in s. 1003.01(13) ~~s. 1003.01(13)(c).~~

A provider of any services receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Gardiner Scholarship with the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid for using Gardiner Scholarship funds.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and shall:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to the parent.

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school shall submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this ~~chapter section~~ in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

If a private school ~~fails or refuses~~ is unable to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (e), the commissioner may determine that the private school is ineligible to participate in the program.

(11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or the services that best meet the needs of his or her child. The scholarship award for a student is based on a matrix that assigns the student to support Level III services. If a parent receives an IEP and a matrix of services from the school district pursuant to subsection (7), the amount of the payment shall be adjusted as needed, when the school district completes the matrix.

(a) To satisfy or maintain program eligibility, including eligibility to receive and spend program payments, the parent must sign an agreement with the organization and annually submit a notarized, sworn compliance statement to the organization to:

1. Affirm that the student is enrolled in a program that meets regular school attendance requirements as provided in s. 1003.01(13)(b) or (c) ~~s. 1003.01(13)(b) (d).~~

2. Affirm that the program funds are used only for authorized purposes serving the student's educational needs, as described in subsection (5).

3. Affirm that the parent is responsible for the education of his or her student by, as applicable:

a. Requiring the student to take an assessment in accordance with paragraph (8)(c);

b. Providing an annual evaluation in accordance with s. 1002.41(1)(c); or

c. Requiring the child to take any preassessments and postassessments selected by the provider if the child is 4 years of age and is enrolled in a program provided by an eligible Voluntary Pre-kindergarten Education Program provider. A student with disabilities for whom a preassessment and postassessment is not appropriate is exempt from this requirement. A participating provider shall report a student's scores to the parent.

4. Affirm that the student remains in good standing with the provider or school if those options are selected by the parent.

A parent who fails to comply with this subsection forfeits the Gardiner Scholarship.

Section 13. Subsection (3), paragraph (f) of subsection (6), and subsection (8) of section 1002.39, Florida Statutes, are amended to read:

1002.39 The John M. McKay Scholarships for Students with Disabilities Program.—There is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Disabilities Program.

(3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.—A student is not eligible for a John M. McKay Scholarship:

(a) While he or she is enrolled in a school operating for the purpose of providing educational services to youth in Department of Juvenile Justice commitment programs;

(b) While he or she is receiving a Florida tax credit scholarship under s. 1002.395;

(c) While he or she is receiving an educational scholarship pursuant to this chapter;

(d) While he or she is participating in a home education program as defined in s. 1002.01(1);

~~(e) While he or she is participating in a private tutoring program pursuant to s. 1002.43;~~

~~(e)(f)~~ While he or she is participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year;

~~(f)(g)~~ While he or she is enrolled in the Florida School for the Deaf and the Blind;

~~(g)(h)~~ While he or she is not having regular and direct contact with his or her private school teachers at the school's physical location unless he or she is enrolled in the private school's transition-to-work program pursuant to subsection (10); or

~~(h)(i)~~ If he or she has been issued a temporary 504 accommodation plan under s. 504 of the Rehabilitation Act of 1973 which is valid for 6 months or less.

(6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(f)1. Conduct ~~random~~ site visits to private schools participating in the John M. McKay Scholarships for Students with Disabilities Program as authorized under s. 1002.421(7). The purposes ~~purpose~~ of the site visits are ~~is solely~~ to verify compliance with the provisions of subsection (7) aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results, which information is required by rules of the State Board of Education, subsection (8), and s. 1002.421. The Department of Education may ~~not~~ make followup ~~more than three random~~ site visits at any time to any school that has received a notice of noncompliance or a notice of proposed action within the previous 2 years pursuant to subsection (7) ~~each year and may not make more than one random site visit each year to the same private school.~~

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—To be eligible to participate in the John M. McKay Scholarships for Students with Disabilities Program, a private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the department all documentation required for a student's participation, including the private school's and student's fee schedules, at least 30 days before any quarterly scholarship payment is made for the student pursuant to paragraph (11)(e). A student is not eligible to receive a quarterly scholarship payment if the private school fails to meet this deadline.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Cooperating with the scholarship student whose parent chooses to participate in the statewide assessments pursuant to s. 1008.22.

(d) Maintain in this state a physical location where a scholarship student regularly attends classes.

(e) If the private school that participates in a state scholarship program under this chapter receives more than \$250,000 in funds from scholarships awarded under chapter 1002 in a state fiscal year, provide an annual report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o). Such a private school must annually submit the required report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The failure or refusal ~~inability~~ of a private school to meet the requirements of this subsection shall constitute a basis for the ineligibility of the private school to participate in the scholarship program as determined by the department.

Section 14. Subsection (4), paragraph (o) of subsection (6), subsection (8), and paragraph (n) of subsection (9) of section 1002.395, Florida Statutes, are amended to read:

1002.395 Florida Tax Credit Scholarship Program.—

(4) SCHOLARSHIP PROHIBITIONS.—A student is not eligible for a scholarship while he or she is:

(a) Enrolled in a school operating for the purpose of providing educational services to youth in Department of Juvenile Justice commitment programs;

(b) Receiving a scholarship from another eligible nonprofit scholarship-funding organization under this section;

(c) Receiving an educational scholarship pursuant to chapter 1002;

(d) Participating in a home education program as defined in s. 1002.01(1);

~~(e) Participating in a private tutoring program pursuant to s. 1002.43;~~

~~(e)(f)~~ Participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year; or

~~(f)(g)~~ Enrolled in the Florida School for the Deaf and the Blind.

(6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—An eligible nonprofit scholarship-funding organization:

(o)1.a. Must participate in the joint development of agreed-upon procedures to be performed by an independent certified public accountant as required under paragraph (8)(e) if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this ~~chapter section~~ during the ~~2009-2010~~ state fiscal year. The agreed-upon procedures must uniformly apply to all private schools and must determine, at a minimum, whether the private school has been verified as eligible by the Department of Education under paragraph (9)(c); has an adequate accounting system, system of financial controls, and process for deposit and classification of scholarship funds; and has properly expended scholarship funds for education-related expenses. During the development of the procedures, the participating scholarship-funding organizations shall specify guidelines governing the materiality of exceptions that may be found during the accountant's performance of the procedures. The procedures and guidelines shall be provided to private schools and the Commissioner of Education by March 15, 2011.

b. Must participate in a joint review of the agreed-upon procedures and guidelines developed under sub-subparagraph a., by February 2013 and biennially thereafter, if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this ~~chapter section~~ during the state fiscal year preceding the biennial review. If the procedures and guidelines are revised, the revisions must be provided to private schools and the Commissioner of Education by March 15, 2013, and biennially thereafter.

c. Must monitor the compliance of a private school with paragraph (8)(e) if the scholarship-funding organization provided the majority of the scholarship funding to the school. For each private school subject to paragraph (8)(e), the appropriate scholarship-funding organization shall notify the Commissioner of Education by October 30, 2011, and annually thereafter of:

(I) A private school's failure to submit a report required under paragraph (8)(e); or

(II) Any material exceptions set forth in the report required under paragraph (8)(e).

2. Must seek input from the accrediting associations that are members of the Florida Association of Academic Nonpublic Schools when jointly developing the agreed-upon procedures and guidelines under sub-subparagraph 1.a. and conducting a review of those procedures and guidelines under sub-subparagraph 1.b.

Information and documentation provided to the Department of Education and the Auditor General relating to the identity of a taxpayer that provides an eligible contribution under this section shall remain confidential at all times in accordance with s. 213.053.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the eligible nonprofit scholarship-funding organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Annually administering or making provision for students participating in the scholarship program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school must report a student's scores to the parent. A participating private school must annually report by August 15 the scores of all participating students to the Learning System Institute described in paragraph (9)(j).

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school must submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under paragraph (6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this ~~chapter~~ ~~section~~ in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the scholarship-funding organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

If a private school ~~fails or refuses~~ ~~is unable~~ to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (e), the commissioner may determine that the private school is ineligible to participate in the scholarship program as determined by the Department of Education.

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The Department of Education shall:

(n)1. Conduct site visits to private schools participating in the Florida Tax Credit Scholarship Program *as authorized under s. 1002.421(7). The purposes purpose of the site visits are is solely to verify compliance with the provisions of subsection (11) aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of*

students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results. ~~The Department of Education may not make more than seven site visits each year; however, The department may make followup additional site visits at any time to any school that, pursuant to subsection (11), has received a notice of noncompliance or a notice of proposed action within the previous 2 years.~~

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.

Section 15. Section 1002.40, Florida Statutes, is created to read:

1002.40 *The Hope Scholarship Program.*—

(1) *PURPOSE.*—*The Hope Scholarship Program is established to provide the parent of a public school student who was the victim of a substantiated incident of violence or abuse, as listed in subsection (3), an opportunity to transfer the student to another public school that has capacity or to request and receive a scholarship for the student to enroll in and attend an eligible private school.*

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

(a) *"Department"* means the Department of Education.

(b) *"Eligible contribution" or "contribution" means a monetary contribution from a person required to pay sales and use tax on the purchase or acquisition of a motor vehicle, subject to the restrictions provided in this section, to an eligible nonprofit scholarship-funding organization. The taxpayer making the contribution may not designate a specific student as the beneficiary of the contribution.*

(c) *"Eligible nonprofit scholarship-funding organization" or "organization" has the same meaning as provided in s. 1002.395(2)(f), as determined by the department.*

(d) *"Eligible private school" has the same meaning as provided in s. 1002.395(2)(g), as determined by the department.*

(e) *"Motor vehicle" has the same meaning as provided in s. 320.01(1)(a), but does not include heavy trucks, truck tractors, trailers, and motorcycles.*

(f) *"Parent" means a resident of this state who is a parent, as defined in s. 1000.21, and whose public school student was the victim of a reported incident, as listed in subsection (3).*

(g) *"Principal" means the principal or his or her designee.*

(h) *"Program" means the Hope Scholarship Program.*

(i) *"School" includes any educational program or activity conducted by a public K-12 educational institution, any school-related or school-sponsored program or activity, and riding on a school bus, as defined in s. 1006.25(1), including waiting at a school bus stop.*

(j) *"Unweighted FTE funding amount" means the statewide average total funds per unweighted full-time equivalent funding amount that is incorporated by reference in the General Appropriations Act for the applicable state fiscal year.*

(3) *PROGRAM ELIGIBILITY.*—*Beginning with the 2018-2019 school year, contingent upon available funds, and on a first-come, first-served basis, a student enrolled full time in a Florida public school in kindergarten through grade 12 is eligible for a scholarship under this program if all of the following conditions are met:*

(a) *The student is the victim of a substantiated incident of battery; harassment; hazing; bullying; kidnapping; physical attack; robbery; sexual offenses, harassment, assault, or battery; threat or intimidation; or fighting at school.*

(b) *The incident is formally reported by the victim or the victim's parent to the principal.*

(c) *Through an investigation, the principal finds that the incident is substantiated.*

(d) *The principal's investigation remains open or the district's resolution of issues related to the incident remain unresolved after timely notification, deliberative evaluation, and 30 days of responsible and appropriate action taken in accordance with paragraph (5)(a).*

(4) **PROGRAM PROHIBITIONS.**—Payment of a scholarship may not be made if a student is:

(a) *Enrolled in a public school, including, but not limited to, the Florida School for the Deaf and the Blind; the College-Preparatory Boarding Academy; the Florida Virtual School; a developmental research school authorized under s. 1002.32; or a charter school authorized under s. 1002.33, s. 1002.331, s. 1002.332, or s. 1002.333;*

(b) *Enrolled in a school operating for the purpose of providing educational services to youth in the Department of Juvenile Justice commitment programs;*

(c) *Participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year;*

(d) *Receiving any other educational scholarship pursuant to this chapter; or*

(e) *Participating in a home education program, as defined in s. 1002.01.*

(5) **SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.**—

(a)1. *Within 24 hours after receipt of a formal report of an incident listed in subsection (3)(a), the principal shall provide a copy of the report to the victim's parent and the alleged offender's parent. The report must include a statement of the expected investigative actions and the timeline for reporting the outcome of the investigation. Within 24 hours after receipt of the formal report, the principal must also provide the superintendent with a copy of the report and verification that the parents of the victim and the alleged offender have been provided a copy of the incident report and other required information.*

2. *In accordance with s. 1006.09, the principal must investigate the incident to determine if the incident is substantiated or unsubstantiated, and if the incident must be reported. The principal may, at his or her discretion, determine the extent to which each student was engaged in instigating, initiating, or reacting to a physical altercation, and may consider such information when evaluating and determining appropriate disciplinary actions and investigation outcomes.*

3. *During the investigation period, the principal and the superintendent shall take all necessary actions to continue the educational services of students involved in the reported incident while taking every reasonable precaution to keep the alleged offender separated from the victim or any sibling of the victim while on school grounds or on school transportation, pursuant to ss. 1006.09, 1006.13, and 1006.147, as appropriate.*

4. *Upon the principal's determination that an alleged incident is unsubstantiated or the resolution of issues related to a substantiated incident or within 15 days after the incident was reported, whichever occurs first, the principal must report to the victim's parent and the alleged offender's parent the findings, outcome, or status of the investigation. The principal shall continue to provide such reports to the parents at least every 15 days until the investigation concludes and issues associated with the incident are resolved.*

5. *If the principal's investigation into the incident remains open more than 30 days after the date a substantiated incident was reported or issues associated with the incident remain unresolved, the school district, in accordance with the school district's code of student conduct, shall:*

a. Notify the victim's parent of the availability of the program and offer that parent an opportunity to enroll his or her student in another public school or to request and receive a scholarship to attend an eligible private school, subject to available funding; and

b. Provide the victim's parent with a written notification of the result of the principal's investigation of the alleged incident. The parent must provide such notification to the scholarship-funding organization that verifies the student's eligibility.

6. *To facilitate timely, appropriate, and fiscally accountable scholarship payments, school districts must report and verify student enrollment information during and outside of regular FTE student enrollment survey periods, as requested by the department pursuant to paragraph (7)(d).*

(b)1. *A parent who, pursuant to s. 1002.31, chooses to enroll his or her student in a Florida public school located outside the district in which the student resides shall be eligible for a scholarship under paragraph (11)(b) to transport the student.*

2. *For each student participating in the program in a private school who chooses to participate in the statewide assessments under s. 1008.22 or the Florida Alternate Assessment, the school district in which the student resides must notify the student and his or her parent about the locations and times to take all statewide assessments.*

(6) **PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.**—An eligible private school may be sectarian or nonsectarian and shall:

(a) *Meet the definition of a private school in s. 1002.01 and comply with all requirements for private schools participating in state school choice scholarship programs pursuant to this section and s. 1002.421.*

(b) *Provide to the organization and the department, upon request, all documentation required for the student's participation, including, but not limited to, the private school's and the student's fee schedules.*

(c) *Be academically accountable to the parent for meeting the educational needs of the student by:*

1. *At a minimum, annually providing to the parent a written explanation of the student's progress.*

2. *Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the department or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to his or her parent.*

3. *Cooperating with the student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.*

a. *A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.*

b. *A participating private school shall submit a request in writing to the department by March 1 of each year in order to administer the statewide assessments in the subsequent school year.*

(d) *Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.*

(e) *Maintain in this state a physical location where a scholarship student regularly attends classes.*

(f) *Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under s. 1002.395(6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this section in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be con-*

ducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The failure of a private school to meet the requirements of this subsection constitutes a basis for the ineligibility of the private school to participate in the program, as determined by the department.

(7) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(a) Establish a toll-free hotline that provides parents and private schools with information on participation in the program.

(b) Annually verify the eligibility of private schools that meet the requirements of subsection (6).

(c) Require an annual notarized and sworn compliance statement by participating private schools certifying compliance with state laws and retain such records.

(d) Cross-check the list of participating students with the public school enrollment lists and participation lists in other scholarship programs established under this chapter before each scholarship payment to avoid duplication.

(e) Maintain a list of nationally norm-referenced tests identified for purposes of satisfying the testing requirement in paragraph (9)(f). The tests must meet industry standards of quality in accordance with State Board of Education rule.

(f) Require quarterly reports by an eligible nonprofit scholarship-funding organization regarding the number of students participating in the scholarship program, the private schools in which the students are enrolled, and other information deemed necessary by the department.

(g) Contract with an independent entity to provide an annual evaluation of the program by:

1. Reviewing the school climate and code of student conduct of each public school that reported the occurrence of a monthly average of 10 or more substantiated incidents to determine areas in the school or school district procedures involving reporting, investigating, and communicating a parent's and student's rights which are in need of improvement. At a minimum, the review must include:

a. An assessment of the investigation time and quality of the response of the school and the school district;

b. An assessment of the effectiveness of communication procedures with the students involved in an incident, the students' parents, and the school and school district personnel;

c. An analysis of school incident and discipline data; and

d. The challenges and obstacles relating to implementing recommendations from this review.

2. Reviewing the school climate and code of student conduct of each public school a student transferred to if the student was from a school identified in subparagraph 1. in order to identify best practices and make recommendations to a public school at which the incidents occurred.

3. Reviewing the performance of participating students enrolled in a private school in which the majority of the school's total enrolled students in the prior school year participated in one or more scholarship programs, as defined in s. 1002.01, in which there are at least 10 participating students who have scores for tests administered; and reviewing the school climate and code of student conduct of the private school if one or more scholarship participants were involved in a reported incident at the school during the prior school year.

4. Surveying the parents of participating students to determine academic, safety, and school climate satisfaction and to identify any challenges or obstacles in addressing the incident or relating to the use of the scholarship.

(h) Upon the request of a participating private school, provide at no cost to the school the statewide assessments administered under s.

1008.22 and any related materials for administering the assessments. Students at a private school may be assessed using the statewide assessments if the addition of those students and the school does not cause the state to exceed its contractual caps for the number of students tested and the number of testing sites. The state shall provide the same materials and support to a private school that it provides to a public school. A private school that chooses to administer statewide assessments under s. 1008.22 shall follow the requirements set forth in ss. 1008.22 and 1008.24, rules adopted by the State Board of Education to implement those sections, and district-level testing policies established by the district school board.

(i) Establish a process by which individuals may notify the department of any violation by a parent, private school, or school district of state laws relating to program participation. The department shall conduct an inquiry or make a referral to the appropriate agency for an investigation of any written complaint of a violation of this section if the complaint is signed by the complainant and is legally sufficient. A complaint is legally sufficient if such complaint contains ultimate facts that show that a violation of this section or any rule adopted by the State Board of Education pursuant to this section has occurred. In order to determine legal sufficiency, the department may require supporting information or documentation from the complainant. A department inquiry is not subject to the requirements of chapter 120.

(j)1. Conduct site visits to participating private schools. The purpose of the site visits is solely to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, teachers' fingerprinting results, and other conditions required pursuant to s. 1002.421 and this section. The department may not make more than seven site visits each year; however, the department may make additional site visits at any time to a school that is the subject of a violation complaint submitted pursuant to paragraph (i), is identified by an organization for a known or suspected violation, or has received a notice of noncompliance or a notice of proposed action within the current year or the previous 2 years.

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the department's actions with respect to implementing accountability in the program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program, and the corrective action taken by the department.

(8) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

(a) The Commissioner of Education:

1. Shall deny, suspend, or revoke a private school's participation in the program if it is determined that the private school has failed to comply with the provisions of this section. However, if the noncompliance is correctable within a reasonable amount of time and if the health, safety, or welfare of the students is not threatened, the commissioner may issue a notice of noncompliance which provides the private school with a timeframe within which to provide evidence of compliance before taking action to suspend or revoke the private school's participation in the program.

2. May deny, suspend, or revoke a private school's participation in the program if the commissioner determines that an owner or operator of the private school is operating or has operated an educational institution in this state or in another state or jurisdiction in a manner contrary to the health, safety, or welfare of the public.

a. In making such a determination, the commissioner may consider factors that include, but are not limited to, acts or omissions by an owner or operator which led to a previous denial or revocation of participation in an education scholarship program; an owner's or operator's failure to reimburse the department for scholarship funds improperly received or retained by a school; imposition of a prior criminal sanction related to an owner's or operator's management or operation of an educational institution; imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an owner's or operator's management or operation of an educational institution; or other types of criminal proceedings in which an owner or operator was found guilty of, regardless of ad-

judication, or entered a plea of *nolo contendere* or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

b. For purposes of this subparagraph, the term “owner or operator” includes an owner, operator, superintendent, or principal of, or a person who has equivalent decisionmaking authority over, a private school participating in the scholarship program.

(b) The commissioner’s determination is subject to the following:

1. If the commissioner intends to deny, suspend, or revoke a private school’s participation in the program, the department shall notify the private school of such proposed action in writing by certified mail and regular mail to the private school’s address of record with the department. The notification shall include the reasons for the proposed action and notice of the timelines and procedures set forth in this paragraph.

2. The private school that is adversely affected by the proposed action shall have 15 days after receipt of the notice of proposed action to file with the department’s agency clerk a request for a proceeding pursuant to ss. 120.569 and 120.57. If the private school is entitled to a hearing under s. 120.57(1), the department shall refer the request to the Division of Administrative Hearings.

3. Upon receipt of a request referred pursuant to this paragraph, the director of the Division of Administrative Hearings shall expedite the hearing and assign an administrative law judge who shall commence a hearing within 30 days after the receipt of the formal written request by the division and enter a recommended order within 30 days after the hearing or within 30 days after receipt of the hearing transcript, whichever is later. Each party shall be allowed 10 days in which to submit written exceptions to the recommended order. A final order shall be entered by the agency within 30 days after the entry of a recommended order. The provisions of this subparagraph may be waived upon stipulation by all parties.

(c) The commissioner may immediately suspend payment of scholarship funds if it is determined that there is probable cause to believe that there is:

1. An imminent threat to the health, safety, or welfare of the students; or

2. Fraudulent activity on the part of the private school. Notwithstanding s. 1002.22, in incidents of alleged fraudulent activity pursuant to this section, the department’s Office of Inspector General is authorized to release personally identifiable records or reports of students to the following persons or organizations:

a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

b. A person or entity authorized by a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

c. Any person, entity, or authority issuing a subpoena for law enforcement purposes when the court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.

The commissioner’s suspension of payment pursuant to this paragraph may be appealed pursuant to the same procedures and timelines as the notice of proposed action set forth in paragraph (b).

(9) **PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.**—A parent who applies for a Hope Scholarship is exercising his or her parental option to place his or her student in an eligible private school.

(a) The parent must select an eligible private school and apply for the admission of his or her student.

(b) The parent must inform the student’s school district when the parent withdraws his or her student to attend an eligible private school.

(c) Any student participating in the program must comply with the regular attendance requirements of s. 1003.01(13) and remain in attendance throughout the school year unless excused by the school for illness or other good cause.

(d) Each parent and each student has an obligation to the private school to comply with the private school’s published policies.

(e) Upon reasonable notice to the department and the school district, the parent may remove the student from the private school and place the student in a public school in accordance with this section.

(f) The parent must ensure that the student participating in the program takes the norm-referenced assessment offered by the private school. The parent may also choose to have the student participate in the statewide assessments pursuant to s. 1008.22. If the parent requests that the student participating in the program take the statewide assessments pursuant to s. 1008.22 and the private school has not chosen to offer and administer the statewide assessments, the parent is responsible for transporting the student to the assessment site designated by the school district.

(g) Upon receipt of a scholarship warrant, the parent to whom the warrant is made must restrictively endorse the warrant to the private school for deposit into the account of the private school. The parent may not designate any entity or individual associated with the participating private school as the parent’s attorney in fact to endorse a scholarship warrant. A parent who fails to comply with this paragraph forfeits the scholarship.

(10) **OBLIGATIONS OF NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.**—An organization may establish scholarships for eligible students by:

(a) Receiving applications and determining student eligibility in accordance with the requirements of this section.

(b) Notifying parents of their receipt of a scholarship on a first-come, first-served basis, based upon available funds.

(c) Preparing and submitting quarterly and annual reports to the department pursuant to paragraphs (7)(f) and (g). In addition, an eligible nonprofit scholarship-funding organization must submit in a timely manner any information requested by the department relating to the scholarship program.

(d) Notifying the department of any known or suspected violation of this section by a private school, parent, or student.

(11) **FUNDING AND PAYMENT.**—

(a) The maximum amount awarded to a student enrolled in an eligible private school shall be determined as a percentage of the unweighted FTE funding amount for that state fiscal year and thereafter as follows:

1. Eighty-eight percent for a student enrolled in kindergarten through grade 5.

2. Ninety-two percent for a student enrolled in grade 6 through grade 8.

3. Ninety-six percent for a student enrolled in grade 9 through grade 12.

(b) The maximum amount awarded to a student enrolled in a Florida public school located outside of the district in which the student resides shall be \$750.

(c) When a student enters the program, the organization must receive all documentation required for the student’s participation, including a copy of the report of the substantiated incident received pursuant to subsection (5) and the private school’s and the student’s fee schedules. The initial payment shall be made after verification of admission acceptance, and subsequent payments shall be made upon verification of continued enrollment and attendance at the private school.

(d) *Payment of the scholarship by the eligible nonprofit scholarship-funding organization may be by individual warrant made payable to the student's parent or by funds transfer made by debit cards, electronic payment cards, or other means of payment which the department deems to be commercially viable or cost-effective. If payment is made by warrant, the warrant must be delivered by the eligible nonprofit scholarship-funding organization to the private school of the parent's choice, and the parent shall restrictively endorse the warrant to the private school. If payment is made by funds transfer, the parent must approve each payment before the scholarship funds may be deposited. The parent may not designate any entity or individual associated with the participating private school as the parent's attorney in fact to endorse a scholarship warrant or approve a funds transfer.*

(e) *An eligible nonprofit scholarship-funding organization shall obtain verification from the private school of a student's continued attendance at the school for each period covered by a scholarship payment.*

(f) *Payment of the scholarship shall be made by the eligible nonprofit scholarship-funding organization no less frequently than on a quarterly basis.*

(g) *An organization may use up to 3 percent of eligible contributions received during the state fiscal year in which such contributions are collected for administrative expenses if the organization has operated as an eligible nonprofit scholarship-funding organization for at least the preceding 3 fiscal years and did not have any findings of material weakness or material noncompliance in its most recent audit under s. 1002.395(6)(m). Such administrative expenses must be reasonable and necessary for the organization's management and distribution of eligible contributions under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. Up to one-third of the funds authorized for administrative expenses under this paragraph may be used for expenses related to the recruitment of contributions from taxpayers. An eligible nonprofit scholarship-funding organization may not charge an application fee.*

(h) *Moneys received pursuant to this section do not constitute taxable income to the qualified student or his or her parent.*

(12) OBLIGATIONS OF THE AUDITOR GENERAL.—

(a) *The Auditor General shall conduct an annual operational audit of accounts and records of each organization that participates in the program. As part of this audit, the Auditor General shall verify, at a minimum, the total number of students served and transmit that information to the department. The Auditor General shall provide the commissioner with a copy of each annual operational audit performed pursuant to this subsection within 10 days after the audit is finalized.*

(b) *The Auditor General shall notify the department of any organization that fails to comply with a request for information.*

(13) SCHOLARSHIP FUNDING TAX CREDITS.—

(a) *A tax credit is available under s. 212.1832 for use by a taxpayer that makes an eligible contribution to the program. Each eligible contribution is limited to a single payment of \$20 at the time of purchase of a motor vehicle or a single payment of \$20 at the time of registration of a motor vehicle that was not purchased from a dealer. An eligible contribution shall be accompanied by an election to contribute to the program and shall be made by the purchaser at the time of purchase or at the time of registration on a form provided by the Department of Revenue. Payments of contributions shall be made to a dealer, as defined in chapter 212, at the time of purchase of a motor vehicle or to an agent of the Department of Revenue, as designated by s. 212.06(10), at the time of registration of a motor vehicle that was not purchased from a dealer.*

(b) *A tax collector or any person or firm authorized to sell or issue a motor vehicle license who is designated as an agent of the Department of Revenue pursuant to s. 212.06(10) or who is a dealer shall:*

1. *Provide the purchaser the contribution election form, as prescribed by the Department of Revenue, at the time of purchase of a motor vehicle or at the time of registration of a motor vehicle that was not purchased from a dealer.*

2. *Collect eligible contributions.*

3. *Using a form provided by the Department of Revenue, which shall include the dealer's or agent's federal employer identification number, remit to an organization on or before the 20th day of each month the total amount of contributions made to that organization and collected during the preceding calendar month.*

4. *Report on each return filed with the Department of Revenue the total amount of credits allowed under s. 212.1832 during the preceding calendar month.*

(c) *An organization shall report to the Department of Revenue, on or before the 20th day of each month, the total amount of contributions received pursuant to paragraph (b) in the preceding calendar month on a form provided by the Department of Revenue. Such report shall include the federal employer identification number of each tax collector, authorized agent of the Department of Revenue, or dealer who remitted contributions to the organization during that reporting period.*

(d) *A person who, with intent to unlawfully deprive or defraud the program of its moneys or the use or benefit thereof, fails to remit a contribution collected under this section is guilty of theft of charitable funds, punishable as follows:*

1. *If the total amount stolen is less than \$300, the offense is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Upon a second conviction, the offender is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Upon a third or subsequent conviction, the offender is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

2. *If the total amount stolen is \$300 or more, but less than \$20,000, the offense is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

3. *If the total amount stolen is \$20,000 or more, but less than \$100,000, the offense is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

4. *If the total amount stolen is \$100,000 or more, the offense is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(e) *A person convicted of an offense under paragraph (d) shall be ordered by the sentencing judge to make restitution to the organization in the amount that was stolen from the program.*

(14) **LIABILITY.**—*The state is not liable for the award or any use of awarded funds under this section.*

(15) **SCOPE OF AUTHORITY.**—*This section does not expand the regulatory authority of this state, its officers, or any school district to impose additional regulation on participating private schools beyond those reasonably necessary to enforce requirements expressly set forth in this section.*

(16) **RULES.**—*The State Board of Education shall adopt rules to administer this section.*

Section 16. Present subsection (7) of section 1002.421, Florida Statutes, is amended and redesignated as subsection (11), a new subsection (7) and subsections (8), (9), and (10) are added to that section, and subsection (1), paragraphs (h) and (i) of subsection (2), and subsections (4) and (5) of that section are amended, to read:

1002.421 Accountability of private schools participating in state school choice scholarship programs.—

(1)(a) *A Florida private school participating in the Florida Tax Credit Scholarship Program established pursuant to s. 1002.395 or an educational scholarship program established pursuant to this chapter must comply with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools.*

(b) *For purposes of this section, the term "owner or operator" includes an owner, operator, superintendent, or principal of an eligible private*

school or a person with equivalent decisionmaking authority over an eligible private school.

(2) A private school participating in a scholarship program must be a Florida private school as defined in s. 1002.01(2), must be registered in accordance with s. 1002.42, and must:

(h) Employ or contract with teachers who:

1. *Unless otherwise specified under this paragraph, hold baccalaureate or higher degrees, have at least 3 years of teaching experience in public or private schools, or have objectively identified special skills, knowledge, or expertise that qualifies them to provide instruction in subjects taught.*

2. *Hold baccalaureate or higher degrees from a regionally or nationally accredited college or university in the United States or from a recognized college or university in another country. This subparagraph applies to full-time teachers hired after July 1, 2018, who are teaching students in grade 2 or above.*

The private school must report to the department, in a format developed by the department, the qualifications of each teacher hired by the school, including, but not limited to, an explanation of the objectively identified special skills or expertise of such teachers, as applicable. Additionally, the private school must provide to the parent of each scholarship student, on the school's website or on a written form provided by the school, the qualifications of each classroom teacher.

(i) Require each employee and contracted personnel with direct student contact, upon employment or engagement to provide services, to undergo a state and national background screening, pursuant to s. 943.0542, by electronically filing with the Department of Law Enforcement a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the private school, a school district, or a private company who is trained to take fingerprints and deny employment to or terminate an employee if he or she fails to meet the screening standards under s. 435.04. Results of the screening shall be provided to the participating private school. For purposes of this paragraph:

1. An "employee or contracted personnel with direct student contact" means any employee or contracted personnel who has unsupervised access to a scholarship student for whom the private school is responsible.

2. The costs of fingerprinting and the background check shall not be borne by the state.

3. Continued employment of an employee or contracted personnel after notification that he or she has failed the background screening under this paragraph shall cause a private school to be ineligible for participation in a scholarship program.

4. An employee or contracted personnel holding a valid Florida teaching certificate who has been fingerprinted pursuant to s. 1012.32 and who is not ineligible for employment pursuant to s. 1012.315 is not required to comply with the provisions of this paragraph.

(4) A private school that accepts scholarship students under this chapter ~~s. 1002.39 or s. 1002.395~~ must:

(a) Disqualify instructional personnel and school administrators, as defined in s. 1012.01, from employment in any position that requires direct contact with students if the personnel or administrators are ineligible for such employment under s. 1012.315.

(b) Adopt and faithfully implement policies establishing standards of ethical conduct for instructional personnel and school administrators. The policies must require all instructional personnel and school administrators, as defined in s. 1012.01, to complete training on the standards; establish the duty of instructional personnel and school administrators to report, and procedures for reporting, alleged misconduct by other instructional personnel and school administrators which affects the health, safety, or welfare of a student; and include an explanation of the liability protections provided under ss. 39.203 and 768.095. A private school, or any of its employees, may not enter into a confidentiality agreement regarding terminated or dismissed instructional personnel or school administrators, or personnel or adminis-

trators who resign in lieu of termination, based in whole or in part on misconduct that affects the health, safety, or welfare of a student, and may not provide the instructional personnel or school administrators with employment references or discuss the personnel's or administrators' performance with prospective employers in another educational setting, without disclosing the personnel's or administrators' misconduct. Any part of an agreement or contract that has the purpose or effect of concealing misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student is void, is contrary to public policy, and may not be enforced.

(c) Before employing instructional personnel or school administrators in any position that requires direct contact with students, conduct employment history checks of each of the personnel's or administrators' previous employers, screen the personnel or administrators through use of the educator screening tools described in s. 1001.10(5), and document the findings. If unable to contact a previous employer, the private school must document efforts to contact the employer.

The department shall suspend the payment of funds under *this chapter ss. 1002.39 and 1002.395* to a private school that knowingly fails or refuses to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies.

(5) The failure or refusal ~~inability~~ of a private school to meet the requirements of this section shall constitute a basis for the ineligibility of the private school to participate in a scholarship program as determined by the department. *Additionally, a private school is ineligible to participate in a state scholarship program under this chapter if the owner or operator of the private school was a debtor in a voluntary or involuntary bankruptcy petition within the most recent 5 years.*

(7)(a) *The department must annually visit at least 5 percent, and may annually visit up to 7 percent, of the private schools that participate in the state scholarship programs under this chapter. Site visits required under subsection (8) are not included in the annual site visits authorized under this paragraph.*

(b) *The purposes of the site visits are to verify compliance with the provisions of this section aimed at protecting the health, safety, and welfare of students and to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results, as required by rules of the State Board of Education and this section.*

(c) *The department may make followup site visits at any time to any school that has received a notice of noncompliance or a notice of proposed action within the previous 2 years, or for a cause that affects the health, safety, and welfare of a student.*

(8)(a) *The department shall visit each private school that notifies the department of the school's intent to participate in a state scholarship program under this chapter.*

(b) *The purpose of the site visit is to determine that the school meets the applicable state and local health, safety, and welfare codes and rules pursuant to this section.*

(9) *The Division of State Fire Marshal shall annually provide to the department a fire safety inspection report, prepared by the local fire departments or by entities with whom they contract to perform fire safety inspections of private schools, for each private school that participates in a state scholarship program under this chapter.*

(10) *If a private school that participates in a state scholarship program under this chapter receives more than \$250,000 in funds from the scholarships awarded under this chapter in a state fiscal year, the school must provide to the department a report of the balance sheet and statement of income expenditures in accordance with generally accepted accounting procedures from an independent certified public accountant who performs the agreed-upon procedures.*

(11)(7) *The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer and enforce this section.*

Section 17. *Section 1002.43, Florida Statutes, is repealed.*

Section 18. Subsection (5) of section 1002.55, Florida Statutes, is amended to read:

1002.55 School-year prekindergarten program delivered by private prekindergarten providers.—

(5)(a) Notwithstanding paragraph (3)(b), a private prekindergarten provider may not participate in the Voluntary Prekindergarten Education Program if the provider has child disciplinary policies that do not prohibit children from being subjected to discipline that is severe, humiliating, frightening, or associated with food, rest, toileting, spanking, or any other form of physical punishment as provided in s. 402.305(12).

(b) *Notwithstanding any other provision of law, if a private prekindergarten provider has been cited for a class I violation, as defined by rule, the coalition may refuse to contract with the provider.*

Section 19. Subsection (13) of section 1003.01, Florida Statutes, is amended to read:

1003.01 Definitions.—As used in this chapter, the term:

(13) “Regular school attendance” means the actual attendance of a student during the school day as defined by law and rules of the State Board of Education. Regular attendance within the intent of s. 1003.21 may be achieved by a student’s full-time attendance in one of the following options:

(a) A public school supported by public funds, *including, but not limited to, the Florida School for the Deaf and the Blind, the Florida Virtual School, a developmental research school, and a charter school established pursuant to chapter 1002;*

~~(b) A parochial, religious, or denominational school;~~

~~(b)(e)~~ A private school, as defined in s. 1002.01(2) and in compliance with s. 1002.42, including, but not limited to, a private parochial, religious, or denominational school; and a private school supported in whole or in part by tuition charges or by endowments or gifts. This option includes an eligible private school in which a student attends as a participant in a scholarship program, as defined in s. 1002.01(3);

~~(c)(d)~~ A home education program, as defined in s. 1002.01(1), which ~~that~~ meets the requirements of chapter 1002;~~or~~

~~(e) A private tutoring program that meets the requirements of chapter 1002.~~

Section 20. Paragraph (f) of subsection (1) of section 1003.26, Florida Statutes, is amended to read:

1003.26 Enforcement of school attendance.—The Legislature finds that poor academic performance is associated with nonattendance and that school districts must take an active role in promoting and enforcing attendance as a means of improving student performance. It is the policy of the state that each district school superintendent be responsible for enforcing school attendance of all students subject to the compulsory school age in the school district and supporting enforcement of school attendance by local law enforcement agencies. The responsibility includes recommending policies and procedures to the district school board that require public schools to respond in a timely manner to every unexcused absence, and every absence for which the reason is unknown, of students enrolled in the schools. District school board policies shall require the parent of a student to justify each absence of the student, and that justification will be evaluated based on adopted district school board policies that define excused and unexcused absences. The policies must provide that public schools track excused and unexcused absences and contact the home in the case of an unexcused absence from school, or an absence from school for which the reason is unknown, to prevent the development of patterns of nonattendance. The Legislature finds that early intervention in school attendance is the most effective way of producing good attendance habits that will lead to improved student learning and achievement. Each public school shall implement the following steps to promote and enforce regular school attendance:

(1) CONTACT, REFER, AND ENFORCE.—

(f)1. If the parent of a child who has been identified as exhibiting a pattern of nonattendance enrolls the child in a home education program pursuant to chapter 1002, the district school superintendent shall provide the parent a copy of s. 1002.41 and the accountability requirements of this paragraph. The district school superintendent shall also refer the parent to a home education review committee composed of the district contact for home education programs and at least two home educators selected by the parent from a district list of all home educators who have conducted a home education program for at least 3 years and who have indicated a willingness to serve on the committee. The home education review committee shall review the portfolio of the student, as defined by s. 1002.41, every 30 days during the district’s regular school terms until the committee is satisfied that the home education program is in compliance with s. 1002.41(1)(b). The first portfolio review must occur within the first 30 calendar days of the establishment of the program. The provisions of subparagraph 2. do not apply once the committee determines the home education program is in compliance with s. 1002.41(1)(b).

2. If the parent fails to provide a portfolio to the committee, the committee shall notify the district school superintendent. The district school superintendent shall then terminate the home education program and require the parent to enroll the child in an attendance option that meets the definition of “regular school attendance” under s. 1003.01(13)(a) or (b) ~~s. 1003.01(13)(a), (b), (c), or (e)~~, within 3 days. Upon termination of a home education program pursuant to this subparagraph, the parent shall not be eligible to reenroll the child in a home education program for 180 calendar days. Failure of a parent to enroll the child in an attendance option as required by this subparagraph after termination of the home education program pursuant to this subparagraph shall constitute noncompliance with the compulsory attendance requirements of s. 1003.21 and may result in criminal prosecution under s. 1003.27(2). Nothing contained herein shall restrict the ability of the district school superintendent, or the ability of his or her designee, to review the portfolio pursuant to s. 1002.41(1)(b).

Section 21. Paragraph (d) of subsection (2) of section 1003.41, Florida Statutes, is amended and paragraph (f) is added to that subsection, to read:

1003.41 Next Generation Sunshine State Standards.—

(2) Next Generation Sunshine State Standards must meet the following requirements:

(d) Social Studies standards must establish specific curricular content for, at a minimum, geography, United States and world history, government, civics, humanities, and economics, including financial literacy. Financial literacy includes the knowledge, understanding, skills, behaviors, attitudes, and values that will enable a student to make responsible and effective financial decisions on a daily basis. Financial literacy instruction shall be an integral part of instruction throughout the entire economics course and include information regarding earning income; buying goods and services; saving and financial investing; taxes; the use of credit and credit cards; budgeting and debt management, including student loans and secured loans; banking and financial services; planning for one’s financial future, including higher education and career planning; credit reports and scores; and fraud and identity theft prevention. *The requirements for financial literacy specified under this paragraph do not apply to students entering grade 9 in the 2018-2019 school year and thereafter.*

(f) *Effective for students entering grade 9 in the 2018-2019 school year and thereafter, financial literacy standards must establish specific curricular content for, at a minimum, personal financial literacy and money management. Financial literacy includes instruction in the areas specified in s. 1003.4282(3)(h).*

Section 22. Paragraphs (d) and (g) of subsection (3) of section 1003.4282, Florida Statutes, are amended, and paragraph (h) is added to that subsection, to read:

1003.4282 Requirements for a standard high school diploma.—

(3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.—

(d) *Three credits in social studies.*—A student must earn one credit in United States History; one credit in World History; one-half credit in economics, which must include financial literacy; and one-half credit in United States Government. The United States History EOC assessment constitutes 30 percent of the student's final course grade. *However, for a student entering grade 9 in the 2018-2019 school year or thereafter, financial literacy is not a required component of the one-half credit in economics.*

(g) ~~Eight~~ *Credits in Electives.*—School districts must develop and offer coordinated electives so that a student may develop knowledge and skills in his or her area of interest, such as electives with a STEM or liberal arts focus. Such electives must include opportunities for students to earn college credit, including industry-certified career education programs or series of career-themed courses that result in industry certification or articulate into the award of college credit, or career education courses for which there is a statewide or local articulation agreement and which lead to college credit. *A student entering grade 9 before the 2018-2019 school year must earn eight credits in electives. A student entering grade 9 in the 2018-2019 school year or thereafter must earn seven and one-half credits in electives.*

(h) *One-half credit in personal financial literacy.*—*Beginning with students entering grade 9 in the 2018-2019 school year, each student shall earn one-half credit in personal financial literacy and money management. This instruction must include discussion of or instruction in the following:*

1. *Types of bank accounts offered, opening and managing a bank account, and assessing the quality of a depository institution's services.*
2. *Balancing a checkbook.*
3. *Basic principles of money management, such as spending, credit, credit scores, and managing debt, including retail and credit card debt.*
4. *Completing a loan application.*
5. *Receiving an inheritance and related implications.*
6. *Basic principles of personal insurance policies.*
7. *Computing federal income taxes.*
8. *Local tax assessments.*
9. *Computing interest rates by various mechanisms.*
10. *Simple contracts.*
11. *Contesting an incorrect billing statement.*
12. *Types of savings and investments.*
13. *State and federal laws concerning finance.*

Section 23. Section 1003.457, Florida Statutes, is created to read:

1003.457 *Instruction in cardiopulmonary resuscitation.*—

(1) *Each school district shall provide instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator. Students shall study and practice the psychomotor skills associated with performing CPR at least once before graduating from high school. The instruction shall be a part of the physical education curriculum or another required curriculum selected by the school district.*

(2) *The instruction shall be based on an instructional program established by:*

- (a) *The American Heart Association;*
 - (b) *The American Red Cross; or*
 - (c) *Another nationally recognized program that uses the most current evidence-based emergency cardiovascular care guidelines.*
- (3) *A student with a disability, as defined in s. 1007.02, is exempt from the requirements of this section.*

Section 24. Subsection (3) of section 1003.453, Florida Statutes, is amended to read:

1003.453 School wellness and physical education policies; nutrition guidelines.—

(3) School districts are encouraged to provide basic training in first aid, ~~including cardiopulmonary resuscitation~~, for all students, beginning in grade 6 and every 2 years thereafter. Private and public partnerships for providing training or necessary funding are encouraged.

Section 25. Section 1006.061, Florida Statutes, is amended to read:

1006.061 Child abuse, abandonment, and neglect policy.—Each district school board, charter school, and private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002 shall:

(1) Post in a prominent place in each school a notice that, pursuant to chapter 39, all employees and agents of the district school board, charter school, or private school have an affirmative duty to report all actual or suspected cases of child abuse, abandonment, or neglect; have immunity from liability if they report such cases in good faith; and have a duty to comply with child protective investigations and all other provisions of law relating to child abuse, abandonment, and neglect. The notice shall also include the statewide toll-free telephone number of the central abuse hotline.

(2) Post in a prominent place at each school site and on each school's Internet website, if available, the policies and procedures for reporting alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student; the contact person to whom the report is made; and the penalties imposed on instructional personnel or school administrators who fail to report suspected or actual child abuse or alleged misconduct by other instructional personnel or school administrators.

(3) Require the principal of the charter school or private school, or the district school superintendent, or the superintendent's designee, at the request of the Department of Children and Families, to act as a liaison to the Department of Children and Families and the child protection team, as defined in s. 39.01, when in a case of suspected child abuse, abandonment, or neglect or an unlawful sexual offense involving a child the case is referred to such a team; except that this does not relieve or restrict the Department of Children and Families from discharging its duty and responsibility under the law to investigate and report every suspected or actual case of child abuse, abandonment, or neglect or unlawful sexual offense involving a child.

(4)(a) Post in a prominent place in a clearly visible location and public area of the school which is readily accessible to and widely used by students a sign in English and Spanish that contains:

1. The statewide toll-free telephone number of the central abuse hotline as provided in chapter 39;
2. Instructions to call 911 for emergencies; and
3. Directions for accessing the Department of Children and Families Internet website for more information on reporting abuse, neglect, and exploitation.

(b) The information in paragraph (a) must be put on at least one poster in each school, on a sheet that measures at least 11 inches by 17 inches, produced in large print, and placed at student eye level for easy viewing.

The Department of Education shall develop, and publish on the department's Internet website, sample notices suitable for posting in accordance with subsections (1), (2), and (4).

Section 26. Subsections (4) and (6) of section 1006.07, Florida Statutes, are amended, and subsection (7) is added to that section, to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

(a) Formulate and prescribe policies and procedures for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, *hostage and active shooter situations*, and bomb threats, for all the public schools of the district which comprise grades K-12. District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. The emergency response agency that is responsible for notifying the school district for each type of emergency must be listed in the district's emergency response policy.

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

1. Weapon-use, ~~and~~ *hostage, and active shooter situations. The active shooter situation training for each school must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.*

2. Hazardous materials or toxic chemical spills.

3. Weather emergencies, including hurricanes, tornadoes, and severe storms.

4. Exposure as a result of a manmade emergency.

(6) SAFETY AND SECURITY BEST PRACTICES.—*Each school district shall: Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to*

(a) Conduct security risk assessments at each public school and conduct a self-assessment of the school districts' current safety and security practices *using a format prescribed by the department*. Based on these self-assessment findings, the district school superintendent shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually each district school board must receive *such findings and the superintendent's recommendations* ~~the self-assessment results~~ at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the ~~report~~ findings and recommendations. Each district school superintendent shall report *such findings* ~~the self-assessment results~~ and school board action to the commissioner within 30 days after the district school board meeting.

(b) *Using a format prescribed by the department, develop a plan that includes having a secure, single point of entry onto school grounds.*

(7) SAFETY IN CONSTRUCTION PLANNING.—*A district school board or private school principal or governing board must allow the law enforcement agency or agencies that are designated as first responders to the school's or district's campus to tour such campus once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board or private school principal or governing board.*

Section 27. Subsection (1) and paragraph (b) of subsection (2) section 1006.12, Florida Statutes, are amended to read:

1006.12 School resource officers and school safety officers.—

(1) District school boards *shall may* establish school resource officer programs, through a cooperative agreement with law enforcement agencies or in accordance with subsection (2).

(a) School resource officers shall be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school

principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal.

(2)

(b) A district school board *shall may* commission one or more school safety officers for the protection and safety of school personnel, property, and students *at each district school facility* within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.

Section 28. Section 1007.273, Florida Statutes, is amended to read:

1007.273 *Structured high school acceleration programs* ~~Collegiate high school program.~~—

(1) ~~(2)~~ Each Florida College System institution shall work with each district school board in its designated service area to establish one or more *structured programs, including, but not limited to, collegiate high school programs. As used in this section, the term "structured program" means a structured high school acceleration program.*

(1) ~~(2)~~ PURPOSE.—At a minimum, *structured* ~~collegiate high school~~ programs must include an option for public school students in grade 11 or grade 12 participating in the *structured* program, for at least 1 full school year, to earn CAPE industry certifications pursuant to s. 1008.44, and to successfully complete at least 30 credit hours through the dual enrollment program under s. 1007.271. *The structured program must prioritize dual enrollment courses that are applicable toward general education core courses or common prerequisite course requirements under s. 1007.25 over dual enrollment courses applicable as electives toward at least the first year of college for an associate degree or baccalaureate degree while enrolled in the structured program. A district school board may not limit the number of eligible public school students who may enroll in such structured programs.*

(2) ~~(3)~~ REQUIRED STRUCTURED PROGRAM CONTRACTS.—

(a) Each district school board and its local Florida College System institution shall execute a contract to establish one or more *structured* ~~collegiate high school~~ programs at a mutually agreed upon location or locations. ~~Beginning with the 2015-2016 school year, if the local Florida College System institution does not establish a structured program with a district school board in its designated service area, another Florida College System institution may execute a contract with that district school board to establish the structured program. The contract must be executed by January 1 of each school year for implementation of the structured program during the next school year. By August 1, 2018, a contract entered into before January 1, 2018, for the 2018-2019 school year must be modified to include the provisions of paragraph (b).~~

(b) The contract must:

1. ~~(a)~~ Identify the grade levels to be included in the *structured* ~~collegiate high school~~ program; ~~which must, at a minimum, include grade 12.~~

2. ~~(b)~~ Describe the *structured* ~~collegiate high school~~ program, including a list of the meta-major academic pathways approved pursuant to s. 1008.30(4), which are available to participating students through the partner Florida College System institution or other eligible partner postsecondary institutions; the delineation of courses that must, at a minimum, include general education core courses and common prerequisite course requirements pursuant to s. 1007.25; ~~and~~ industry certifications offered, including online course availability; the high school and college credits earned for each postsecondary course completed and industry certification earned; student eligibility criteria; and the enrollment process and relevant deadlines;

3. ~~(c)~~ Describe the methods, medium, and process by which students and their parents are annually informed about the availability of the *structured* ~~collegiate high school~~ program, the return on investment associated with participation in the *structured* program, and the information described in *subparagraphs 1. and 2.; paragraphs (a) and (b).*

4.~~(d)~~ Identify the delivery methods for instruction and the instructors for all courses;-

5.~~(e)~~ Identify student advising services and progress monitoring mechanisms;-

6.~~(f)~~ Establish a program review and reporting mechanism regarding student performance outcomes; and-

7.~~(g)~~ Describe the terms of funding arrangements to implement the structured ~~collegiate high school~~ program pursuant to paragraph (5)(a).

(3) **STUDENT PERFORMANCE CONTRACT AND NOTIFICATION.**—

(a)~~(4)~~ Each student participating in a structured ~~collegiate high school~~ program must enter into a student performance contract which must be signed by the student, the parent, and a representative of the school district and the applicable Florida College System institution, state university, or other institution participating pursuant to subsection (4) ~~(5)~~. The performance contract must, at a minimum, specify ~~in-~~clude the schedule of courses, by semester, and industry certifications to be taken by the student, if any; student attendance requirements;-and course grade requirements; and the applicability of such courses to an associate degree or a baccalaureate degree.

(b) By September 1 of each school year, each district school board must notify each student enrolled in grades 9, 10, 11, and 12 in a public school within the school district about the structured program, including, but not limited to:

1. The method for earning college credit through participation in the structured program. The notification must include website links to the dual enrollment course equivalency list approved by the State Board of Education; the common degree program prerequisite requirements published by the Articulation Coordinating Committee pursuant to s. 1007.01(3)(f); the industry certification articulation agreements adopted by the State Board of Education in rule; and the approved meta-major academic pathways of the partner Florida College System institution and other eligible partner postsecondary institutions participating pursuant to subsection (4); and

2. The estimated cost savings to students and their families resulting from students successfully completing 30 credit hours applicable toward general education core courses or common prerequisite course requirements before graduating from high school versus the cost of earning such credit hours after graduating from high school.

(4)~~(5)~~ **AUTHORIZED STRUCTURED PROGRAM CONTRACTS.**— In addition to executing a contract with the local Florida College System institution under this section, a district school board may execute a contract to establish a structured ~~collegiate high school~~ program with a state university or an institution that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, that is a nonprofit independent college or university located and chartered in this state, and that is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools to grant baccalaureate degrees. Such university or institution must meet the requirements specified under subsections (2) ~~(3)~~ and (3). A charter school may execute a contract directly with the local Florida College System institution or another institution as authorized under this section to establish a structured program at a mutually agreed upon location ~~(4)~~.

(5) **FUNDING.**—

(a)~~(6)~~ The structured ~~collegiate high school~~ program shall be funded pursuant to ss. 1007.271 and 1011.62. The State Board of Education shall enforce compliance with this section by withholding the transfer of funds for the school districts and the Florida College System institutions in accordance with s. 1008.32. Annually, by December 31, the State Board of Education shall enforce compliance with this section by withholding the transfer of funds for the Florida College System institutions in accordance with s. 1008.32

(b) A student who enrolls in the structured program and successfully completes at least 30 college credit hours during a school year through the dual enrollment program under s. 1007.271 generates a 0.5 full-time equivalent (FTE) bonus. A student who enrolls in the structured program and successfully completes an additional 30 college credit hours

during a school year, resulting in at least 60 college credit hours through the dual enrollment program under s. 1007.271 applicable toward fulfilling the requirements for an associate in arts degree or an associate in science degree or a baccalaureate degree pursuant to the student performance contract under subsection (3), before graduating from high school, generates an additional 0.5 FTE bonus. Each district school board that is a contractual partner with a Florida College System institution or other eligible postsecondary institution shall report to the commissioner the total FTE bonus for each structured program for the students from that school district. The total FTE bonus shall be added to each school district's total weighted FTE for funding in the subsequent fiscal year.

(c) For any industry certification a student attains under this section, the FTE bonus shall be calculated and awarded in accordance with s. 1011.62(1)(o).

(6) **REPORTING REQUIREMENTS.**—

(a) By September 1 of each school year, each district school superintendent shall report to the commissioner, at a minimum, the following information on each structured program administered during the prior school year:

1. The number of students in public schools within the school district who enrolled in the structured program, and the partnering postsecondary institutions pursuant to subsections (2) and (4);

2. The total and average number of dual enrollment courses completed, high school and college credits earned, standard high school diplomas and associate and baccalaureate degrees awarded, and the number of industry certifications attained, if any, by the students who enrolled in the structured program;

3. The projected student enrollment in the structured program during the next school year; and

4. Any barriers to executing contracts to establish one or more structured programs.

(b) By November 30 of each school year, the commissioner must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the status of structured programs, including, at a minimum, a summary of student enrollment and completion information pursuant to this subsection; barriers, if any, to establishing such programs; and recommendations for expanding access to such programs statewide.

Section 29. Paragraph (c) of subsection (3) and subsection (4) of section 1008.33, Florida Statutes, are amended to read:

1008.33 Authority to enforce public school improvement.—

(3)

(c) The state board shall adopt by rule a differentiated matrix of intervention and support strategies for assisting traditional public schools identified under this section and rules for implementing s. 1002.33(9)(n), relating to charter schools.

1. The intervention and support strategies must address efforts to improve student performance through one or more of the following strategies: ~~and may include~~

a. Improvement planning;

b. Leadership quality improvement;

c. Educator quality improvement;

d. Professional development;

e. Curriculum review, pacing, and alignment across grade levels to improve background knowledge in social studies, science, and the arts; and

f. The use of continuous improvement and monitoring plans and processes.

2. ~~In addition,~~ The state board may prescribe reporting requirements to review and monitor the progress of the schools. The rule must define the intervention and support strategies for school improvement for schools earning a grade of “D” or “F” and the roles for the district and department.

(4)(a) The state board shall apply intensive intervention and support strategies tailored to the needs of schools earning two consecutive grades of “D” or a grade of “F.” In the first full school year after a school initially earns two consecutive grades of “D” or a grade of “F,” the school district must immediately implement intervention and support strategies prescribed in rule under paragraph (3)(c) and, by September 1, provide the department with the memorandum of understanding negotiated pursuant to s. 1001.42(21) and, by October 1, a district-managed turnaround plan for approval by the state board. *The district-managed turnaround plan may include a proposal for the district to implement an extended school day, a summer program, or a combination of an extended school day and summer program.* Upon approval by the state board, the school district must implement the plan for the remainder of the school year and continue the plan for 1 full school year. The state board may allow a school an additional year of implementation before the school must implement a turnaround option required under paragraph (b) if it determines that the school is likely to improve to a grade of “C” or higher after the first full school year of implementation.

(b) Unless an additional year of implementation is provided pursuant to paragraph (a), a school that *has completed 2 school years of a district-managed turnaround plan required under paragraph (a) and has not improved its school grade to a “C” or higher, pursuant to s. 1008.34,* ~~earns three consecutive grades below a “C”~~ must implement one of the following options:

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

2. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness. *Such charter schools are eligible for funding from the hope supplemental services allocation established by s. 1011.62(16).* ~~;~~

3. Contract with an outside entity that has a demonstrated record of effectiveness to operate the school. An outside entity may include:

a. A district-managed charter school in which all instructional personnel are not employees of the school district, but are employees of an independent governing board composed of members who did not participate in the review or approval of the charter. *A district-managed charter school is eligible for funding from the hope supplemental services allocation established by s. 1011.62(16); or*

b. *A hope operator that submits to a school district a notice of intent of a performance-based agreement pursuant to s. 1002.333. A school of hope established pursuant to this sub-subparagraph is eligible for funding from the hope supplemental services allocation for up to 5 years, beginning in the school year in which the school of hope is established, if the school of hope:*

(I) *Is established at the district-owned facilities of the persistently low-performing school;*

(II) *Gives priority enrollment to students who are enrolled in, or are eligible to attend and are living in the attendance area of, the persistently low-performing school that the school of hope operates, consistent with the enrollment lottery exemption provided under s. 1002.333(5)(c); and*

(III) *Meets the requirements of its performance-based agreement pursuant to s. 1002.333.*

4. *Implement a franchise model school in which a highly effective principal, pursuant to s. 1012.34, leads the persistently low-performing school in addition to the principal's currently assigned school. The franchise model school principal may allocate resources and personnel between the schools he or she leads. The persistently low-performing school is eligible for funding from the hope supplemental services allocation established under s. 1011.62(16).*

(c) Implementation of the turnaround option is no longer required if the school improves to a grade of “C” or higher.

(d) ~~If a school earning two consecutive grades of “D” or a grade of “F” does not improve to a grade of “C” or higher after 2 full school years of implementing the turnaround option selected by the school district under paragraph (b), the school district must implement another turnaround option. Implementation of the turnaround option must begin the school year following the implementation period of the existing turnaround option, unless the state board determines that the school is likely to improve to a grade of “C” or higher if additional time is provided to implement the existing turnaround option.~~

Section 30. Present subsections (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (19) and (20), respectively, new subsections (16) and (17) and subsection (18) are added to that section, and paragraph (a) of subsection (4) and subsection (14) of that section are amended, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.—*

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (19)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(14) **QUALITY ASSURANCE GUARANTEE.**—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (19) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(16) **HOPE SUPPLEMENTAL SERVICES ALLOCATION.**—*The hope supplemental services allocation is created to provide district-managed turnaround schools, as required under s. 1008.33(4)(a), charter schools authorized under s. 1008.33(4)(b)2., district-managed charter schools authorized under s. 1008.33(4)(b)3.a., schools of hope authorized under s. 1008.33(4)(b)3.b., and franchise model schools as authorized under s. 1008.33(4)(b)4., with funds to offer services designed to improve the overall academic and community welfare of the schools' students and their families.*

(a) *Services funded by the allocation may include, but are not limited to, tutorial and after-school programs, student counseling, nutrition education, and parental counseling. In addition, services may also include models that develop a culture that encourages students to complete high school and to attend college or career training, set high academic expectations, inspire character development, and include an extended school day and school year.*

(b) *Prior to distribution of the allocation, a school district, for a district turnaround school and persistently low-performing schools that use a franchise model; a hope operator, for a school of hope; or the charter school governing board for a charter school, as applicable, shall develop and submit a plan for implementation to its respective governing body for approval no later than August 1 of the fiscal year.*

(c) *At a minimum, the plans required under paragraph (b) must:*

1. *Establish comprehensive support services that develop family and community partnerships;*
2. *Establish clearly defined and measurable high academic and character standards;*
3. *Increase parental involvement and engagement in the child's education;*
4. *Describe how instructional personnel will be identified, recruited, retained, and rewarded;*
5. *Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards; and*
6. *Provide focused instruction to improve student academic proficiency, which may include additional instruction time beyond the normal school day or school year.*

(d) *Each school district and hope operator shall submit approved plans to the commissioner by September 1 of each fiscal year.*

(e) *For the 2018-2019 fiscal year, a school that is selected to receive funding in the 2017-2018 fiscal year pursuant to s. 1002.333(10)(c) shall receive \$2,000 per FTE. A district-managed turnaround school required under s. 1008.33(4)(a), charter school authorized under s. 1008.33(4)(b) 2., district-managed charter school authorized under s. 1008.33(4)(b) 3.a., school of hope authorized under s. 1008.33(4)(b)3.b., and franchise model school authorized under s. 1008.33(4)(b)4. are eligible for the remaining funds based on the school's unweighted FTE, up to \$2,000 per FTE or as provided in the General Appropriations Act.*

(f) *For the 2019-2020 fiscal year and thereafter, each school district's allocation shall be based on the unweighted FTE student enrollment at the eligible schools and a per-FTE funding amount of up to \$2,000 per FTE or as provided in the General Appropriations Act. If the calculated funds for unweighted FTE student enrollment at the eligible schools exceed the per-FTE funds appropriated, the allocation of funds to each school district must be prorated based on each school district's share of the total unweighted FTE student enrollment for the eligible schools.*

(17) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—*The mental health assistance allocation is created to provide supplemental funding to assist school districts in establishing or expanding comprehensive school-based mental health programs that increase awareness of mental health issues among children and school-age youth; train educators and other school staff in detecting and responding to mental health issues; and connect children, youth, and families who may experience behavioral health issues with appropriate services. These funds may be allocated annually in the General Appropriations Act to each eligible school district and developmental research school based on each entity's proportionate share of Florida Education Finance Program base funding. The district funding allocation must include a minimum amount as specified in the General Appropriations Act. Upon submission and approval of a plan that includes the elements specified in paragraph (b), charter schools are also entitled to a proportionate share of district funding for this program. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses.*

(a) *Prior to the distribution of the allocation:*

1. *The district must annually develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.*

2. *A charter school must annually develop and submit a detailed plan outlining the local program and planned expenditures of the funds in the plan to its governing body for approval. After the plan is approved by the governing body, it must be provided to its school district for submission to the commissioner.*

(b) *The plans required under paragraph (a) must include, at a minimum, all of the following elements:*

1. *A collaborative effort or partnership between the school district and at least one local community program or agency involved in mental health to provide or to improve prevention, diagnosis, and treatment services for students;*
2. *Programs to assist students in dealing with bullying, trauma, and violence;*
3. *Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems or substance use disorders;*
4. *Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders and to improve the provision of early intervention services;*
5. *Strategies to enhance the availability of school-based crisis intervention services and appropriate referrals for students in need of mental health services; and*
6. *Training opportunities for school personnel in the techniques and supports needed to identify students who have trauma histories and who have or are at risk of having a mental illness, and in the use of referral mechanisms that effectively link such students to appropriate treatment and intervention services in the school and in the community.*

(c) *The districts shall submit approved plans to the commissioner by August 1 of each fiscal year.*

(d) *Beginning September 30, 2019, and by each September 30 thereafter, each entity that receives an allocation under this subsection shall submit to the commissioner, in a format prescribed by the department, a final report on its program outcomes and its expenditures for each element of the program.*

(18) **FUNDING COMPRESSION ALLOCATION.**—*The Legislature may provide an annual funding compression allocation in the General Appropriations Act. The allocation is created to provide additional funding to school districts and developmental research schools whose total funds per FTE in the prior year were less than the statewide average. Using the most recent prior year FEFP calculation for each eligible school district, the total funds per FTE shall be subtracted from the state average funds per FTE, not including any adjustments made pursuant to paragraph (19)(b). The resulting funds per FTE difference, or a portion thereof, as designated in the General Appropriations Act, shall then be multiplied by the school district's total unweighted FTE to provide the allocation. If the calculated funds are greater than the amount included in the General Appropriations Act, they must be prorated to the appropriation amount based on each participating school district's share.*

Section 31. Subsection (5) of section 1011.69, Florida Statutes, is amended to read:

1011.69 Equity in School-Level Funding Act.—

(5) After providing Title I, Part A, Basic funds to schools above the 75 percent poverty threshold, *which may include high schools above the 50 percent threshold as allowed by federal law*, school districts shall provide any remaining Title I, Part A, Basic funds directly to all eligible schools as provided in this subsection. For purposes of this subsection, an eligible school is a school that is eligible to receive Title I funds, including a charter school. The threshold for identifying eligible schools may not exceed the threshold established by a school district for the 2016-2017 school year or the statewide percentage of economically disadvantaged students, as determined annually.

(a) Prior to the allocation of Title I funds to eligible schools, a school district may withhold funds only as follows:

1. One percent for parent involvement, in addition to the one percent the district must reserve under federal law for allocations to eligible schools for parent involvement;
2. A necessary and reasonable amount for administration;
3. ~~which includes~~ The district's approved indirect cost rate, ~~not to exceed a total of 8 percent; and~~
4. ~~A reasonable and necessary amount to provide:~~
 - a. Homeless programs;
 - b. Delinquent and neglected programs;
 - c. Prekindergarten programs and activities;
 - d. Private school equitable services; and
 - e. Transportation for foster care children to their school of origin or choice programs; and
5. A necessary and reasonable amount for eligible schools to provide:
 - a. Extended learning opportunities, such as summer school, before-school and after-school programs, and additional class periods of instruction during the school day; and
 - b. Supplemental academic and enrichment services, staff development, and planning and curriculum, as well as wrap-around services.

(b) All remaining Title I funds shall be distributed to all eligible schools in accordance with federal law and regulation. *To maximize the efficient use of resources, school districts may allow eligible schools, not including charter schools, to* ~~An eligible school may use funds under this subsection for district-level to participate in discretionary~~ educational services provided by the school district.

Section 32. Subsection (5) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.—

(5) ~~Effective July 1, 2008,~~ A school district may expend, subject to ~~the provisions of s. 200.065,~~ up to \$150 ~~\$100~~ per unweighted full-time equivalent student from the revenue generated by the millage levy authorized by subsection (2) to fund, in addition to expenditures authorized in paragraphs (2)(a)-(j), expenses for the following:

(a) The purchase, lease-purchase, or lease of driver's education vehicles; motor vehicles used for the maintenance or operation of plants and equipment; security vehicles; or vehicles used in storing or distributing materials and equipment.

(b) Payment of the cost of premiums, as defined in s. 627.403, for property and casualty insurance necessary to insure school district educational and ancillary plants. As used in this paragraph, casualty insurance has the same meaning as in s. 624.605(1)(d), (f), (g), (h), and (m). Operating revenues that are made available through the payment of property and casualty insurance premiums from revenues generated under this subsection may be expended only for nonrecurring operational expenditures of the school district.

Section 33. Section 1012.315, Florida Statutes, is amended to read:

1012.315 Disqualification from employment.—A person is ineligible for educator certification, and instructional personnel and school administrators, as defined in s. 1012.01, are ineligible for employment in any position that requires direct contact with students in a district school system, charter school, or private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002, if the person, instructional personnel, or school administrator has been convicted of:

(1) Any felony offense prohibited under any of the following statutes:

(a) Section 393.135, relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.

(b) Section 394.4593, relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.

(c) Section 415.111, relating to adult abuse, neglect, or exploitation of aged persons or disabled adults.

(d) Section 782.04, relating to murder.

(e) Section 782.07, relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, aggravated manslaughter of a child, or aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic.

(f) Section 784.021, relating to aggravated assault.

(g) Section 784.045, relating to aggravated battery.

(h) Section 784.075, relating to battery on a detention or commitment facility staff member or a juvenile probation officer.

(i) Section 787.01, relating to kidnapping.

(j) Section 787.02, relating to false imprisonment.

(k) Section 787.025, relating to luring or enticing a child.

(l) Section 787.04(2), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending custody proceedings.

(m) Section 787.04(3), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending dependency proceedings or proceedings concerning alleged abuse or neglect of a minor.

(n) Section 790.115(1), relating to exhibiting firearms or weapons at a school-sponsored event, on school property, or within 1,000 feet of a school.

(o) Section 790.115(2)(b), relating to possessing an electric weapon or device, destructive device, or other weapon at a school-sponsored event or on school property.

(p) Section 794.011, relating to sexual battery.

(q) Former s. 794.041, relating to sexual activity with or solicitation of a child by a person in familial or custodial authority.

(r) Section 794.05, relating to unlawful sexual activity with certain minors.

(s) Section 794.08, relating to female genital mutilation.

(t) Chapter 796, relating to prostitution.

(u) Chapter 800, relating to lewdness and indecent exposure.

(v) Section 806.01, relating to arson.

(w) Section 810.14, relating to voyeurism.

(x) Section 810.145, relating to video voyeurism.

(y) Section 812.014(6), relating to coordinating the commission of theft in excess of \$3,000.

(z) Section 812.0145, relating to theft from persons 65 years of age or older.

(aa) Section 812.019, relating to dealing in stolen property.

(bb) Section 812.13, relating to robbery.

(cc) Section 812.131, relating to robbery by sudden snatching.

(dd) Section 812.133, relating to carjacking.

(ee) Section 812.135, relating to home-invasion robbery.

(ff) Section 817.563, relating to fraudulent sale of controlled substances.

(gg) Section 825.102, relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.

(hh) Section 825.103, relating to exploitation of an elderly person or disabled adult.

(ii) Section 825.1025, relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person.

(jj) Section 826.04, relating to incest.

(kk) Section 827.03, relating to child abuse, aggravated child abuse, or neglect of a child.

(ll) Section 827.04, relating to contributing to the delinquency or dependency of a child.

(mm) Section 827.071, relating to sexual performance by a child.

(nn) Section 843.01, relating to resisting arrest with violence.

(oo) Chapter 847, relating to obscenity.

(pp) Section 874.05, relating to causing, encouraging, soliciting, or recruiting another to join a criminal street gang.

(qq) Chapter 893, relating to drug abuse prevention and control, if the offense was a felony of the second degree or greater severity.

(rr) Section 916.1075, relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.

(ss) Section 944.47, relating to introduction, removal, or possession of contraband at a correctional facility.

(tt) Section 985.701, relating to sexual misconduct in juvenile justice programs.

(uu) Section 985.711, relating to introduction, removal, or possession of contraband at a juvenile detention facility or commitment program.

(2) Any misdemeanor offense prohibited under any of the following statutes:

(a) Section 784.03, relating to battery, if the victim of the offense was a minor.

(b) Section 787.025, relating to luring or enticing a child.

(3) Any criminal act committed in another state or under federal law which, if committed in this state, constitutes an offense prohibited under any statute listed in subsection (1) or subsection (2).

(4) Any delinquent act committed in this state or any delinquent or criminal act committed in another state or under federal law which, if committed in this state, qualifies an individual for inclusion on the Registered Juvenile Sex Offender List under s. 943.0435(1)(h)1.d.

Section 34. Paragraphs (b) and (c) of subsection (3) of section 1012.731, Florida Statutes, are amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(b)1. In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner-approved student learning growth formula pursuant to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. *A school district employee who, in the prior school year, was rated highly effective and met the eligibility requirements under this section as a classroom teacher, is eligible to receive a scholarship award during the current school year if he or she maintains employment with the school district.*

~~(c) Notwithstanding the requirements of this subsection, for the 2017-2018, 2018-2019, and 2019-2020 school years, any classroom teacher who:~~

~~1. Was evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded shall receive a scholarship of \$1200, including a classroom teacher who received an award pursuant to paragraph (a);~~

~~2. Was evaluated as effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded a scholarship of up to \$800. If the number of eligible classroom teachers under this subparagraph exceeds the total allocation, the department shall prorate the per teacher scholarship amount.~~

~~This paragraph expires July 1, 2020.~~

Section 35. Subsections (2), (3), and (4) of section 1012.732, Florida Statutes, are amended to read:

1012.732 The Florida Best and Brightest Principal Scholarship Program.—

(2) There is created the Florida Best and Brightest Principal Scholarship Program to be administered by the Department of Education. The program shall provide categorical funding for scholarships to be awarded to school principals, as defined in s. 1012.01(3)(c)1., who are serving as a franchise model school principal or who have recruited and retained a high percentage of best and brightest teachers.

(3)(a) A school principal identified pursuant to s. 1012.731(4)(c) is eligible to receive a scholarship under this section if he or she has served as school principal at his or her school for at least 2 consecutive school years including the current school year and his or her school has a ratio of best and brightest teachers to other classroom teachers that is at the 80th percentile or higher for schools within the same grade group,

statewide, including elementary schools, middle schools, high schools, and schools with a combination of grade levels.

(b) *A principal of a franchise model school, as defined in s. 1002.334, is eligible to receive a scholarship under this section.*

(4) Annually, by February 1, the department shall identify eligible school principals and disburse funds to each school district for each eligible school principal to receive a scholarship.

(a) A scholarship of \$10,000 ~~\$5,000~~ must be awarded to each franchise model school principal who is ~~every~~ eligible under paragraph (3)(b).

(b) *A scholarship of \$5,000 must be awarded to each school principal assigned to a Title I school and a scholarship of \$4,000 to each ~~every~~ eligible school principal who is not assigned to a Title I school and who is eligible under paragraph (3)(a).*

Section 36. Paragraph (e) of subsection (1) of section 1012.796, Florida Statutes, is amended to read:

1012.796 Complaints against teachers and administrators; procedure; penalties.—

(1)

(e) If allegations arise against an employee who is certified under s. 1012.56 and employed in an educator-certificated position in any public school, charter school or governing board thereof, or private school that accepts scholarship students under s. 1002.385, s. 1002.39, ~~or~~ s. 1002.395, or another state scholarship program under chapter 1002, the school shall file in writing with the department a legally sufficient complaint within 30 days after the date on which the subject matter of the complaint came to the attention of the school. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in s. 1012.795 and defined by rule of the State Board of Education. The school shall include all known information relating to the complaint with the filing of the complaint. This paragraph does not limit or restrict the power and duty of the department to investigate complaints, regardless of the school's untimely filing, or failure to file, complaints and followup reports.

Section 37. Present paragraphs (a) through (d) of subsection (1) of section 1013.31, Florida Statutes, are redesignated as paragraphs (b) through (e), respectively, and a new paragraph (a) is added to that subsection, to read:

1013.31 Educational plant survey; localized need assessment; PECO project funding.—

(1) At least every 5 years, each board shall arrange for an educational plant survey, to aid in formulating plans for housing the educational program and student population, faculty, administrators, staff, and auxiliary and ancillary services of the district or campus, including consideration of the local comprehensive plan. The Department of Education shall document the need for additional career and adult education programs and the continuation of existing programs before facility construction or renovation related to career or adult education may be included in the educational plant survey of a school district or Florida College System institution that delivers career or adult education programs. Information used by the Department of Education to establish facility needs must include, but need not be limited to, labor market data, needs analysis, and information submitted by the school district or Florida College System institution.

(a) *Educational plant survey and localized need assessment for capital outlay purposes.—A district may only use funds from the following sources for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation:*

1. *The local capital outlay improvement fund, consisting of funds that come from and are a part of the district's basic operating budget;*
2. *If a board decides to build an educational, auxiliary, or ancillary facility without a survey recommendation and the taxpayers approve a bond referendum, the voted bond referendum;*
3. *One-half cent sales surtax revenue;*

4. *One cent local governmental surtax revenue;*
5. *Impact fees; and*
6. *Private gifts or donations.*

Section 38. Paragraph (e) is added to subsection (2) of section 1013.385, Florida Statutes, to read:

1013.385 School district construction flexibility.—

(2) A resolution adopted under this section may propose implementation of exceptions to requirements of the uniform statewide building code for the planning and construction of public educational and ancillary plants adopted pursuant to ss. 553.73 and 1013.37 relating to:

(e) *Any other provisions that limit the ability of a school to operate in a facility on the same basis as a charter school pursuant to s. 1002.33(18) if the regional planning council determines that there is sufficient shelter capacity within the school district as documented in the Statewide Emergency Shelter Plan.*

Section 39. Subsection (3) of section 1013.62, Florida Statutes, is amended, and paragraph (c) is added to subsection (1) of that section, to read:

1013.62 Charter schools capital outlay funding.—

(1) Charter school capital outlay funding shall consist of revenue resulting from the discretionary millage authorized in s. 1011.71(2) and state funds when such funds are appropriated in the General Appropriations Act.

(c) *It is the intent of the Legislature that the public interest be protected by prohibiting personal financial enrichment by owners, operators, managers, real estate developers, and other affiliated parties of charter schools. Therefore, a charter school is not eligible for a funding allocation unless the chair of the governing board and the chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, or improving charter school facilities that are:*

1. *Owned by a school district, a political subdivision of the state, a municipality, a Florida College System institution, or a state university;*
2. *Owned by an organization that is qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code whose articles of incorporation specify that, upon the organization's dissolution, the subject property will be transferred to a school district, a political subdivision of the state, a municipality, a Florida College System institution, or a state university; or*
3. *Owned by and leased, at a fair market value in the school district in which the charter school is located, from a person or entity that is not an affiliated party of the charter school. For the purposes of this subparagraph, the term "affiliated party of the charter school" means the applicant for the charter school pursuant to s. 1002.33; the governing board of the charter school or a member of the governing board; the charter school owner; the charter school principal; an employee of the charter school; an independent contractor of the charter school or the governing board of the charter school; a relative, as defined in s. 1002.33(24)(a)2., of a charter school governing board member, a charter school owner, a charter school principal, a charter school employee, or an independent contractor of a charter school or charter school governing board; a subsidiary corporation, a service corporation, an affiliated corporation, a parent corporation, a limited liability company, a limited partnership, a trust, a partnership, or a related party that, individually or through one or more entities, shares common ownership or control and directly or indirectly manages, administers, controls, or oversees the operation of the charter school; or any person or entity, individually or through one or more entities that share common ownership, which directly or indirectly manages, administers, controls, or oversees the operation of any of the foregoing.*

(3) If the school board levies the discretionary millage authorized in s. 1011.71(2), the department shall use the following calculation methodology to determine the amount of revenue that a school district must distribute to each eligible charter school:

(a) Reduce the total discretionary millage revenue by the school district's annual debt service obligation incurred as of March 1, 2017, and any amount of participation requirement pursuant to s. 1013.64(2)(a)8. that is being satisfied by revenues raised by the discretionary millage.

(b) Divide the school district's adjusted discretionary millage revenue by the district's total capital outlay full-time equivalent membership and the total number of unweighted full-time equivalent students of each eligible charter school to determine a capital outlay allocation per full-time equivalent student.

(c) Multiply the capital outlay allocation per full-time equivalent student by the total number of full-time equivalent students for all of each eligible charter schools within the district school to determine the total charter school capital outlay allocation for each district charter school.

(d) If applicable, reduce the capital outlay allocation identified in paragraph (c) by the total amount of state funds allocated pursuant to subsection (2) to all each eligible charter schools within a district school in subsection (2) to determine the net total maximum calculated capital outlay allocation from local funds. If state funds are not allocated pursuant to subsection (2), the amount determined in paragraph (c) is equal to the net total calculated capital outlay allocation from local funds for each district.

(e) For each charter school within each district, the net capital outlay amount from local funds shall be calculated in the same manner as the state funds in paragraphs (2)(a)-(d), except that the base charter school per weighted FTE allocation amount shall be determined by dividing the net total capital outlay amount from local funds by the total weighted FTE for all eligible charter schools within the district. The per weighted FTE allocation amount from local funds shall be multiplied by the weighted FTE for each charter school to determine each charter school's capital outlay allocation from local funds.

(f)(e) School districts shall distribute capital outlay funds to charter schools no later than February 1 of each year, ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~

Section 40. Effective July 1, 2019, subsection (13) of section 212.08, Florida Statutes, is amended to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(13) No transactions shall be exempt from the tax imposed by this chapter except those expressly exempted herein. All laws granting tax exemptions, to the extent they may be inconsistent or in conflict with this chapter, including, but not limited to, the following designated laws, shall yield to and be superseded by the provisions of this subsection: ss. 125.019, 153.76, 154.2331, 159.15, 159.31, 159.50, 159.708, 163.385, 163.395, 215.76, 243.33, 315.11, 348.65, 348.762, 349.13, 403.1834, and 616.07, ~~and 622.09~~, and the following Laws of Florida, acts of the year indicated: s. 31, chapter 30843, 1955; s. 19, chapter 30845, 1955; s. 12, chapter 30927, 1955; s. 8, chapter 31179, 1955; s. 15, chapter 31263, 1955; s. 13, chapter 31343, 1955; s. 16, chapter 59-1653; s. 13, chapter 59-1356; s. 12, chapter 61-2261; s. 19, chapter 61-2754; s. 10, chapter 61-2686; s. 11, chapter 63-1643; s. 11, chapter 65-1274; s. 16, chapter 67-1446; and s. 10, chapter 67-1681. This subsection does not supersede the authority of a local government to adopt financial and local government incentives pursuant to s. 163.2517.

Section 41. For the 2018-2019 fiscal year, the sum of \$2,596,560 in recurring funds from the General Revenue Fund and the sum of \$392,134 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act as follows: the sum of \$2 million in recurring funds shall be used to implement the Hope Scholarship Program created pursuant to s. 1002.40, Florida Statutes, the sum of \$596,560 in recurring funds and \$142,134 in nonrecurring funds shall be used to implement the additional oversight requirements pursuant to s. 1002.421, Florida Statutes, and the sum of \$250,000 in nonrecurring funds shall be used to issue a competitive grant award pursuant to s. 1002.395(9), Florida Statutes.

Section 42. The Department of Revenue may, and all conditions are deemed met to, adopt emergency rules pursuant to ss. 120.536(1) and 120.54, Florida Statutes, to administer this act.

Section 43. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2018

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; authorizing the Department of Revenue to share specified information with eligible nonprofit scholarship-funding organizations; providing that certain requirements apply to such organizations; repealing ch. 623, F.S., relating to private school corporations, on a specified date; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s. 1001.4205, F.S.; authorizing a member of the State Legislature to visit any district school, including any charter school, in his or her legislative district; amending s. 1002.01, F.S.; revising and defining terms; amending s. 1002.20; updating educational options and terminology; amending s. 1002.33, F.S.; extending the period of time for which a charter school may defer its opening for specified reasons; amending s. 1002.331, F.S.; revising the requirements for a charter school to be considered a high-performing charter school; amending s. 1002.333, F.S.; redefining the terms "persistently low-performing school" and "school of hope"; revising the required contents of a school of hope notice of intent and performance-based agreement; revising school of hope facility requirements; specifying that certain schools of hope are eligible to receive hope supplemental service allocation funds; requiring the State Board of Education to provide awards to all eligible schools that meet certain requirements; prohibiting a school of hope operator or owner from serving as the principal of a school of hope that he or she manages; conforming cross-references; creating s. 1002.334, F.S.; defining the term "franchise model school"; authorizing specified schools to use a franchise model school as a turnaround option; specifying requirements for a franchise model school principal; amending s. 1002.385, F.S.; revising the meaning of a rare disease within the definition of a "disability" for purposes of the Gardiner Scholarship Program; revising requirements for private schools that participate in the program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; conforming cross-references; amending s. 1002.39, F.S.; revising the purpose of department site visits at private schools participating in the John M. McKay Scholarships for Students with Disabilities Program; authorizing the department to make followup site visits at any time to certain private schools; requiring participating private schools to provide a specified report from an independent certified public accountant under certain circumstances; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising obligations of eligible nonprofit scholarship-funding organizations participating in the Florida Tax Credit Scholarship Program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; revising the purpose of department site visits at private schools participating in the Florida Tax Credit Scholarship Program; authorizing the department to make followup site visits at any time to certain private schools; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; defining terms; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a principal to provide copies of a report of physical violence or emotional abuse to certain individuals within specified timeframes; requiring the principal to investigate such incidents; requiring a school district to notify an eligible student's parent of the program under certain circumstances; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing Department of Education obligations relating to participating students and private

schools and program requirements; providing Commissioner of Education obligations; requiring the commissioner to deny, suspend, or revoke a private school's participation in the program or the payment of scholarship funds under certain circumstances; defining the term "owner or operator"; providing a process for review of a decision from the commissioner under certain circumstances; providing for the release of personally identifiable student information under certain circumstances; providing parent and student responsibilities for initial and continued participation in the program; providing nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting a nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing reporting requirements for nonprofit scholarship-funding organizations relating to taxpayer contributions; providing penalties; providing for the restitution of specified funds under certain circumstances; providing the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education to adopt rules to administer the program; amending s. 1002.421, F.S.; defining the term "owner or operator"; requiring a private school to employ or contract with teachers who meet certain qualifications and provide information about such qualifications to the department and parents; revising the conditions under which a private school employee may be exempted from background screening requirements; specifying that a private school is ineligible to participate in certain scholarship programs under certain circumstances; requiring the department to annually visit a certain percentage of certain private schools; authorizing the department to make certain followup site visits at any time; requiring the Division of State Fire Marshal to annually provide the department with fire safety inspection reports for certain private schools; requiring that certain private schools provide the department with a report from an independent certified public accountant under certain circumstances; repealing s. 1002.43, F.S., relating to private tutoring programs; amending s. 1002.55, F.S.; authorizing an early learning coalition to refuse to contract with certain private pre-kindergarten providers; amending s. 1003.01, F.S.; redefining the term "regular school attendance"; amending s. 1003.26, F.S.; conforming a cross-reference; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; creating s. 1003.457, F.S.; requiring school districts to provide instruction in cardiopulmonary resuscitation (CPR) and the use of an automated external defibrillator; requiring students to study and practice psychomotor skills associated with CPR at least once before graduating from high school; requiring the instruction to be a part of a required curriculum; providing instruction to be based on certain programs; providing an exemption; amending s. 1003.453, F.S.; conforming provisions to changes made by the act; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to provide specified agencies with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards and private school principals or governing boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; requiring that certain recommendations be documented by such board or principal; amending s. 1006.12, F.S.; requiring, rather than authorizing, district school boards to establish certain school resource officer programs; requiring a district school board to commission one or more

school safety officers at each district school facility within the district; amending s. 1007.273, F.S.; defining the term "structured program"; providing additional options for students participating in a structured program; prohibiting a district school board from limiting the number of public school students who may participate in a structured program; revising contract requirements; requiring each district school board to annually notify students in certain grades of certain information about the structured program, by a specified date; revising provisions relating to funding; requiring the state board to enforce compliance with certain provisions by a specified date each year; providing reporting requirements; amending s. 1008.33, F.S.; revising the turnaround options available for certain schools; amending s. 1011.62, F.S.; creating the hope supplemental services allocation; providing the purpose of the allocation; specifying the services that may be funded by the allocation; providing that implementation plans may include certain models; providing requirements for implementation plans; providing for the allocation of funds in specified fiscal years; creating the mental health assistance allocation; providing the purpose of the allocation; providing for the annual allocation of such funds on a specified basis; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses; providing requirements for school districts and charter schools; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities that receive such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; creating the funding compression allocation; providing the purpose of the allocation; authorizing funding for the annual allocation; providing the calculation for the allocation; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; amending s. 1011.71, F.S.; increasing the amount that a school district may expend from a specified millage levy for certain expenses; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.731, F.S.; extending eligibility for the Florida Best and Brightest Teacher Scholarship Program to school district employees who, in the immediately preceding school year, were classroom teachers and met eligibility requirements; deleting scholarship awards authorized for specific school years; amending s. 1012.732, F.S.; specifying that a franchise model school principal is eligible to receive a Florida Best and Brightest Principal scholarship; requiring specified awards for eligible principals; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; amending s. 1013.31, F.S.; authorizing a district to use certain sources of funds for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school districts; amending s. 1013.62, F.S.; providing legislative intent; prohibiting a charter school from being eligible for capital outlay funds unless the chair of the governing board and the chief administrative officer of the charter school annually certify certain information; defining the term "affiliated party of the charter school"; revising the Department of Education's calculation methodology for a school district's distribution of discretionary millage to its eligible charter schools; amending s. 212.08, F.S.; conforming a cross-reference; providing appropriations; providing appropriations; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing effective dates.

Senators Passidomo and Galvano offered the following amendment which was moved by Senator Passidomo:

Amendment 3 (734058) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 212.099, Florida Statutes, is created to read:

212.099 Florida Sales Tax Credit Scholarship Program.—

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

(a) *"Eligible business" means a tenant or person actually occupying, using, or entitled to the use of any property from which the rental or license fee is subject to taxation under s. 212.031.*

(b) “Eligible contribution” or “contribution” means a monetary contribution from an eligible business to an eligible nonprofit scholarship-funding organization to be used pursuant to s. 1002.385 or s. 1002.395. The eligible business making the contribution may not designate a specific student as the beneficiary of the contribution.

(c) “Eligible nonprofit scholarship-funding organization” or “organization” has the same meaning as provided in s. 1002.395(2)(f).

(2) An eligible business shall be granted a credit against the tax imposed under s. 212.031 and collected from the eligible business by a dealer. The credit shall be in an amount equal to 100 percent of an eligible contribution made to an organization.

(3) A dealer shall take a credit against the tax imposed under s. 212.031 in an amount equal to the credit taken by the eligible business under subsection (2).

(4)(a) An eligible business must apply to the department for an allocation of tax credits under this section. The eligible business must specify in the application the state fiscal year during which the contribution will be made, the organization that will receive the contribution, the planned amount of the contribution, the address of the property from which the rental or license fee is subject to taxation under s. 212.031, and the federal employer identification number of the dealer who collects the tax imposed under s. 212.031 from the eligible business and who will reduce collection of taxes from the eligible business pursuant to this section. The department shall approve allocations of tax credits on a first-come, first-served basis and shall provide to the eligible business a separate approval or denial letter for each dealer for which the eligible business applied for an allocation of tax credits. Within 10 days after approving or denying an application, the department shall provide a copy of its approval or denial letter to the organization specified by the eligible business in the application. An approval letter must include the name and federal employer identification number of the dealer from whom a credit under this section can be taken and the amount of tax credits approved for use with that dealer.

(b) Upon receipt of an eligible contribution, the organization shall provide the eligible business that made the contribution with a separate certificate of contribution for each dealer from whom a credit can be taken as approved under paragraph (a). A certificate of contribution must include the contributor's name and, if available, federal employer identification number, the amount contributed, the date of contribution, the name of the organization, and the name and federal employer identification number of the dealer.

(5) Each dealer that receives from an eligible business a copy of the department's approval letter and a certificate of contribution, both of which identify the dealer as the dealer who collects the tax imposed under s. 212.031 from the eligible business and who will reduce collection of taxes from the eligible business pursuant to this section, shall reduce the tax collected from the eligible business under s. 212.031 by the total amount of contributions indicated in the certificate of contribution. The reduction may not exceed the amount of credit allocation approved by the department and may not exceed the amount of tax that would otherwise be collected from the eligible business by a dealer when a payment is made under the rental or license fee arrangement. However, payments by an eligible business to a dealer may not be reduced before October 1, 2018.

(a) If the total amount of credits an eligible business may take cannot be fully used within any period that a payment is due under the rental or license fee arrangement because of an insufficient amount of tax that the dealer would collect from the eligible business during that period, the unused amount may be carried forward for a period not to exceed 10 years.

(b) A tax credit may not be claimed on an amended return or through a refund.

(c) A dealer that claims a tax credit must file returns and pay taxes by electronic means under s. 213.755.

(d) An eligible business may not convey, assign, or transfer an approved tax credit or a carryforward tax credit to another entity unless all of the assets of the eligible business are conveyed, assigned, or trans-

ferred in the same transaction and the successor business continues the same lease with the dealer.

(e) Within any state fiscal year, an eligible business may rescind all or part of a tax credit approved under this section. The amount rescinded shall become available for that state fiscal year to another eligible business as approved by the department if the business receives notice from the department that the rescindment has been accepted by the department. Any amount rescinded under this subsection shall become available to an eligible business on a first-come, first-served basis based on tax credit applications received after the date the rescindment is accepted by the department.

(f) Within 10 days after the rescindment of a tax credit under paragraph (e) of this subsection is accepted by the department, the department shall notify the eligible nonprofit scholarship-funding organization specified by the eligible business. The department shall also include the eligible nonprofit scholarship-funding organization specified by the eligible business on all letters or correspondence of acknowledgment for tax credits under this section.

(6) An organization shall report to the department, on or before the 20th day of each month, the total amount of contributions received pursuant to subsection (4) in the preceding calendar month on a form provided by the department. Such report shall include the amount of contributions received during that reporting period and the federal employer identification number of each dealer associated with the contribution.

(7)(a) Eligible contributions may be used to fund the program established under s. 1002.385 if funds appropriated in a state fiscal year for the program are insufficient to fund eligible students.

(b) If the conditions in paragraph (a) are met, the organization shall first use eligible contributions received during a state fiscal year to fund scholarships for students in the priority set forth in s. 1002.385(12)(d). Remaining contributions may be used to fund scholarships for students eligible pursuant to s. 1002.395(3)(b)1. or 2.

(c) The organization shall separately account for each scholarship funded pursuant to this section.

(d) Notwithstanding s. 1002.385(6)(b), any funds remaining from a closed scholarship account funded pursuant to this section shall be used to fund other scholarships pursuant to s. 1002.385.

(e) The organization may, subject to the limitations of s. 1002.395(6)(j)1., use up to 3 percent of eligible contributions received during the state fiscal year in which such contributions are collected for administrative expenses.

(8) The sum of tax credits that may be approved by the department in any state fiscal year is \$57.5 million.

(9) For purposes of the distributions of tax revenue under s. 212.20, the department shall disregard any tax credits allowed under this section to ensure that any reduction in tax revenue received that is attributable to the tax credits results only in a reduction in distributions to the General Revenue Fund.

(10) The department may adopt rules to administer this section.

Section 2. Section 212.1831, Florida Statutes, is amended to read:

212.1831 Credit for contributions to eligible nonprofit scholarship-funding organizations.—There is allowed a credit of 100 percent of an eligible contribution made to an eligible nonprofit scholarship-funding organization under s. 1002.395 against any tax imposed by the state and due under this chapter from a direct pay permit holder as a result of the direct pay permit held pursuant to s. 212.183. For purposes of the dealer's credit granted for keeping prescribed records, filing timely tax returns, and properly accounting and remitting taxes under s. 212.12, the amount of tax due used to calculate the credit shall include any eligible contribution made to an eligible nonprofit scholarship-funding organization from a direct pay permit holder. For purposes of the distributions of tax revenue under s. 212.20, the department shall disregard any tax credits allowed under this section to ensure that any reduction in tax revenue received that is attributable to the tax credits results only in a reduction in distributions to the General Revenue

Fund. The provisions of s. 1002.395 apply to the credit authorized by this section.

Section 3. Effective upon this act becoming a law, section 212.1832, Florida Statutes, is created to read:

212.1832 Credit for contributions to the Hope Scholarship Program.—

(1) *The purchaser of a motor vehicle shall be granted a credit of 100 percent of an eligible contribution made to an eligible nonprofit scholarship-funding organization under s. 1002.40 against any tax imposed by the state under this chapter and collected from the purchaser by a dealer, designated agent, or private tag agent as a result of the purchase or acquisition of a motor vehicle on or after October 1, 2018, except that a credit may not exceed the tax that would otherwise be collected from the purchaser by a dealer, designated agent, or private tag agent. For purposes of this subsection, the term “purchase” does not include the lease or rental of a motor vehicle.*

(2) *A dealer shall take a credit against any tax imposed by the state under this chapter on the purchase of a motor vehicle in an amount equal to the credit granted to the purchaser under subsection (1).*

(3) *For purposes of the distributions of tax revenue under s. 212.20, the department shall disregard any tax credits allowed under this section to ensure that any reduction in tax revenue received that is attributable to the tax credits results only in a reduction in distributions to the General Revenue Fund. The provisions of s. 1002.40 apply to the credit authorized by this section.*

Section 4. Effective upon this act becoming a law, subsection (21) is added to section 213.053, Florida Statutes, to read:

213.053 Confidentiality and information sharing.—

(21)(a) *For purposes of this subsection, the term:*

1. *“Eligible nonprofit scholarship-funding organization” means an eligible nonprofit scholarship-funding organization as defined in s. 1002.395(2) that meets the criteria in s. 1002.395(6) to use up to 3 percent of eligible contributions for administrative expenses.*

2. *“Taxpayer” has the same meaning as in s. 220.03, unless disclosure of the taxpayer’s name and address would violate any term of an information-sharing agreement between the department and an agency of the Federal Government.*

(b) *The department, upon request, shall provide to an eligible nonprofit scholarship-funding organization that provides scholarships under s. 1002.395 a list of the 200 taxpayers with the greatest total corporate income or franchise tax due as reported on the taxpayer’s return filed pursuant to s. 220.22 during the previous calendar year. The list must be in alphabetical order based on the taxpayer’s name and shall contain the taxpayer’s address. The list may not disclose the amount of tax owed by any taxpayer.*

(c) *An eligible nonprofit scholarship-funding organization may request the list once each calendar year. The department shall provide the list within 45 days after the request is made.*

(d) *Any taxpayer information contained in the list may be used by the eligible nonprofit scholarship-funding organization only to notify the taxpayer of the opportunity to make an eligible contribution to the Florida Tax Credit Scholarship Program under s. 1002.395. Any information furnished to an eligible nonprofit scholarship-funding organization under this subsection may not be further disclosed by the organization except as provided in this paragraph.*

(e) *An eligible nonprofit scholarship-funding organization, its officers, and employees are subject to the same requirements of confidentiality and the same penalties for violating confidentiality as the department and its employees. Breach of confidentiality is a misdemeanor of the first degree, punishable as provided by s. 775.082 or s. 775.083.*

Section 5. Subsection (22) is added to section 213.053, Florida Statutes, as amended by this act, to read:

213.053 Confidentiality and information sharing.—

(22)(a) *The department may provide to an eligible nonprofit scholarship-funding organization, as defined in s. 1002.40, a dealer’s name, address, federal employer identification number, and information related to differences between credits taken by the dealer pursuant to s. 212.1832(2) and amounts remitted to the eligible nonprofit scholarship-funding organization under s. 1002.40(13)(b)3. The eligible nonprofit scholarship-funding organization may use the information for purposes of recovering eligible contributions designated for that organization that were collected by the dealer but never remitted to the organization.*

(b) *Nothing in this subsection authorizes the disclosure of information if such disclosure is prohibited by federal law. An eligible nonprofit scholarship-funding organization is bound by the same requirements of confidentiality and the same penalties for a violation of the requirements as the department.*

Section 6. Paragraph (a) of subsection (1) of section 220.13, Florida Statutes, is amended to read:

220.13 “Adjusted federal income” defined.—

(1) The term “adjusted federal income” means an amount equal to the taxpayer’s taxable income as defined in subsection (2), or such taxable income of more than one taxpayer as provided in s. 220.131, for the taxable year, adjusted as follows:

(a) *Additions.—*There shall be added to such taxable income:

1.a. *The amount of any tax upon or measured by income, excluding taxes based on gross receipts or revenues, paid or accrued as a liability to the District of Columbia or any state of the United States which is deductible from gross income in the computation of taxable income for the taxable year.*

b. *Notwithstanding sub-subparagraph a., if a credit taken under s. 220.1875 is added to taxable income in a previous taxable year under subparagraph 11. and is taken as a deduction for federal tax purposes in the current taxable year, the amount of the deduction allowed shall not be added to taxable income in the current year. The exception in this sub-subparagraph is intended to ensure that the credit under s. 220.1875 is added in the applicable taxable year and does not result in a duplicate addition in a subsequent year.*

2. *The amount of interest which is excluded from taxable income under s. 103(a) of the Internal Revenue Code or any other federal law, less the associated expenses disallowed in the computation of taxable income under s. 265 of the Internal Revenue Code or any other law, excluding 60 percent of any amounts included in alternative minimum taxable income, as defined in s. 55(b)(2) of the Internal Revenue Code, if the taxpayer pays tax under s. 220.11(3).*

3. *In the case of a regulated investment company or real estate investment trust, an amount equal to the excess of the net long-term capital gain for the taxable year over the amount of the capital gain dividends attributable to the taxable year.*

4. *That portion of the wages or salaries paid or incurred for the taxable year which is equal to the amount of the credit allowable for the taxable year under s. 220.181. This subparagraph shall expire on the date specified in s. 290.016 for the expiration of the Florida Enterprise Zone Act.*

5. *That portion of the ad valorem school taxes paid or incurred for the taxable year which is equal to the amount of the credit allowable for the taxable year under s. 220.182. This subparagraph shall expire on the date specified in s. 290.016 for the expiration of the Florida Enterprise Zone Act.*

6. *The amount taken as a credit under s. 220.195 which is deductible from gross income in the computation of taxable income for the taxable year.*

7. *That portion of assessments to fund a guaranty association incurred for the taxable year which is equal to the amount of the credit allowable for the taxable year.*

8. In the case of a nonprofit corporation which holds a pari-mutuel permit and which is exempt from federal income tax as a farmers' co-operative, an amount equal to the excess of the gross income attributable to the pari-mutuel operations over the attributable expenses for the taxable year.

9. The amount taken as a credit for the taxable year under s. 220.1895.

10. Up to nine percent of the eligible basis of any designated project which is equal to the credit allowable for the taxable year under s. 220.185.

11. The amount taken as a credit for the taxable year under s. 220.1875. The addition in this subparagraph is intended to ensure that the same amount is not allowed for the tax purposes of this state as both a deduction from income and a credit against the tax. This addition is not intended to result in adding the same expense back to income more than once.

12. The amount taken as a credit for the taxable year under s. 220.192.

13. The amount taken as a credit for the taxable year under s. 220.193.

14. Any portion of a qualified investment, as defined in s. 288.9913, which is claimed as a deduction by the taxpayer and taken as a credit against income tax pursuant to s. 288.9916.

15. The costs to acquire a tax credit pursuant to s. 288.1254(5) that are deducted from or otherwise reduce federal taxable income for the taxable year.

16. The amount taken as a credit for the taxable year pursuant to s. 220.194.

17. The amount taken as a credit for the taxable year under s. 220.196. The addition in this subparagraph is intended to ensure that the same amount is not allowed for the tax purposes of this state as both a deduction from income and a credit against the tax. The addition is not intended to result in adding the same expense back to income more than once.

Section 7. Subsection (1) of section 220.1875, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

220.1875 Credit for contributions to eligible nonprofit scholarship-funding organizations.—

(1) There is allowed a credit of 100 percent of an eligible contribution made to an eligible nonprofit scholarship-funding organization under s. 1002.395 against any tax due for a taxable year under this chapter after the application of any other allowable credits by the taxpayer. *An eligible contribution must be made to an eligible nonprofit scholarship-funding organization on or before the date the taxpayer is required to file a return pursuant to s. 220.222.* The credit granted by this section shall be reduced by the difference between the amount of federal corporate income tax taking into account the credit granted by this section and the amount of federal corporate income tax without application of the credit granted by this section.

(4) *If a taxpayer applies and is approved for a credit under s. 1002.395 after timely requesting an extension to file under s. 220.222(2):*

(a) *The credit does not reduce the amount of tax due for purposes of the department's determination as to whether the taxpayer was in compliance with the requirement to pay tentative taxes under ss. 220.222 and 220.32.*

(b) *The taxpayer's noncompliance with the requirement to pay tentative taxes shall result in the revocation and rescindment of any such credit.*

(c) *The taxpayer shall be assessed for any taxes, penalties, or interest due from the taxpayer's noncompliance with the requirement to pay tentative taxes.*

Section 8. Subsections (4) and (5) of section 1001.10, Florida Statutes, are amended, and subsection (8) is added to that section, to read:

1001.10 Commissioner of Education; general powers and duties.—

(4) The Department of Education shall provide technical assistance to school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students *who participate in a state scholarship program under chapter 1002* ~~under s. 1002.39 or s. 1002.395~~ in the development of policies, procedures, and training related to employment practices and standards of ethical conduct for instructional personnel and school administrators, as defined in s. 1012.01.

(5) The Department of Education shall provide authorized staff of school districts, charter schools, the Florida School for the Deaf and the Blind, and private schools that accept scholarship students *who participate in a state scholarship program under chapter 1002* ~~under s. 1002.39 or s. 1002.395~~ with access to electronic verification of information from the following employment screening tools:

(a) The Professional Practices' Database of Disciplinary Actions Against Educators; and

(b) The Department of Education's Teacher Certification Database.

This subsection does not require the department to provide these staff with unlimited access to the databases. However, the department shall provide the staff with access to the data necessary for performing employment history checks of the instructional personnel and school administrators included in the databases.

(8) *In the event of an emergency situation, the commissioner may coordinate through the most appropriate means of communication with local school districts, Florida College System institutions, and satellite offices of the Division of Blind Services and the Division of Vocational Rehabilitation to assess the need for resources and assistance to enable each school, institution, or satellite office the ability to reopen as soon as possible after considering the health, safety, and welfare of students and clients.*

Section 9. Paragraphs (d) through (g) of subsection (8) of section 1002.33, Florida Statutes, are redesignated as paragraphs (c) through (f), respectively, and paragraph (b) of subsection (6), paragraphs (a), (d), and (e) of subsection (7), present paragraphs (a), (b), and (c) of subsection (8), paragraph (n) of subsection (9), paragraph (e) of subsection (10), and paragraphs (a) and (b) of subsection (20) of that section are amended, to read:

1002.33 Charter schools.—

(6) APPLICATION PROCESS AND REVIEW.—Charter school applications are subject to the following requirements:

(b) A sponsor shall receive and review all applications for a charter school using the evaluation instrument developed by the Department of Education. A sponsor shall receive and consider charter school applications received on or before August 1 of each calendar year for charter schools to be opened at the beginning of the school district's next school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before August 1 and may receive an application submitted later than August 1 if it chooses. Beginning in 2018 and thereafter, a sponsor shall receive and consider charter school applications received on or before February 1 of each calendar year for charter schools to be opened 18 months later at the beginning of the school district's school year, or to be opened at a time agreed to by the applicant and the sponsor. A sponsor may not refuse to receive a charter school application submitted before February 1 and may receive an application submitted later than February 1 if it chooses. A sponsor may not charge an applicant for a charter any fee for the processing or consideration of an application, and a sponsor may not base its consideration or approval of a final application upon the promise of future payment of any kind. Before approving or denying any application, the sponsor shall allow the applicant, upon receipt of written notification, at least 7 calendar days to make technical or nonsubstantive corrections and clarifications, including, but not limited to, corrections of grammatical, typographical, and like errors or missing signatures, if such

errors are identified by the sponsor as cause to deny the final application.

1. In order to facilitate an accurate budget projection process, a sponsor shall be held harmless for FTE students who are not included in the FTE projection due to approval of charter school applications after the FTE projection deadline. In a further effort to facilitate an accurate budget projection, within 15 calendar days after receipt of a charter school application, a sponsor shall report to the Department of Education the name of the applicant entity, the proposed charter school location, and its projected FTE.

2. In order to ensure fiscal responsibility, an application for a charter school shall include a full accounting of expected assets, a projection of expected sources and amounts of income, including income derived from projected student enrollments and from community support, and an expense projection that includes full accounting of the costs of operation, including start-up costs.

3.a. A sponsor shall by a majority vote approve or deny an application no later than 90 calendar days after the application is received, unless the sponsor and the applicant mutually agree in writing to temporarily postpone the vote to a specific date, at which time the sponsor shall by a majority vote approve or deny the application. If the sponsor fails to act on the application, an applicant may appeal to the State Board of Education as provided in paragraph (c). If an application is denied, the sponsor shall, within 10 calendar days after such denial, articulate in writing the specific reasons, based upon good cause, supporting its denial of the application and shall provide the letter of denial and supporting documentation to the applicant and to the Department of Education.

b. An application submitted by a high-performing charter school identified pursuant to s. 1002.331 or a high-performing charter school system identified pursuant to s. 1002.332 may be denied by the sponsor only if the sponsor demonstrates by clear and convincing evidence that:

(I) The application of a *high-performing charter school* does not materially comply with the requirements in paragraph (a) or, for a *high-performing charter school system*, the application does not materially comply with s. 1002.332(2)(b);

(II) The charter school proposed in the application does not materially comply with the requirements in paragraphs (9)(a)-(f);

(III) The proposed charter school's educational program does not substantially replicate that of the applicant or one of the applicant's high-performing charter schools;

(IV) The applicant has made a material misrepresentation or false statement or concealed an essential or material fact during the application process; or

(V) The proposed charter school's educational program and financial management practices do not materially comply with the requirements of this section.

Material noncompliance is a failure to follow requirements or a violation of prohibitions applicable to charter school applications, which failure is quantitatively or qualitatively significant either individually or when aggregated with other noncompliance. An applicant is considered to be replicating a high-performing charter school if the proposed school is substantially similar to at least one of the applicant's high-performing charter schools and the organization or individuals involved in the establishment and operation of the proposed school are significantly involved in the operation of replicated schools.

c. If the sponsor denies an application submitted by a high-performing charter school or a high-performing charter school system, the sponsor must, within 10 calendar days after such denial, state in writing the specific reasons, based upon the criteria in sub-subparagraph b., supporting its denial of the application and must provide the letter of denial and supporting documentation to the applicant and to the Department of Education. The applicant may appeal the sponsor's denial of the application in accordance with paragraph (c).

4. For budget projection purposes, the sponsor shall report to the Department of Education the approval or denial of an application within 10 calendar days after such approval or denial. In the event of

approval, the report to the Department of Education shall include the final projected FTE for the approved charter school.

5. Upon approval of an application, the initial startup shall commence with the beginning of the public school calendar for the district in which the charter is granted. A charter school may defer the opening of the school's operations for up to 3 2 years to provide time for adequate facility planning. The charter school must provide written notice of such intent to the sponsor and the parents of enrolled students at least 30 calendar days before the first day of school.

(7) CHARTER.—The terms and conditions for the operation of a charter school shall be set forth by the sponsor and the applicant in a written contractual agreement, called a charter. The sponsor and the governing board of the charter school shall use the standard charter contract pursuant to subsection (21), which shall incorporate the approved application and any addenda approved with the application. Any term or condition of a proposed charter contract that differs from the standard charter contract adopted by rule of the State Board of Education shall be presumed a limitation on charter school flexibility. The sponsor may not impose unreasonable rules or regulations that violate the intent of giving charter schools greater flexibility to meet educational goals. The charter shall be signed by the governing board of the charter school and the sponsor, following a public hearing to ensure community input.

(a) The charter shall address and criteria for approval of the charter shall be based on:

1. The school's mission, the students to be served, and the ages and grades to be included.

2. The focus of the curriculum, the instructional methods to be used, any distinctive instructional techniques to be employed, and identification and acquisition of appropriate technologies needed to improve educational and administrative performance which include a means for promoting safe, ethical, and appropriate uses of technology which comply with legal and professional standards.

a. The charter shall ensure that reading is a primary focus of the curriculum and that resources are provided to identify and provide specialized instruction for students who are reading below grade level. The curriculum and instructional strategies for reading must be consistent with the Next Generation Sunshine State Standards and grounded in scientifically based reading research.

b. In order to provide students with access to diverse instructional delivery models, to facilitate the integration of technology within traditional classroom instruction, and to provide students with the skills they need to compete in the 21st century economy, the Legislature encourages instructional methods for blended learning courses consisting of both traditional classroom and online instructional techniques. Charter schools may implement blended learning courses which combine traditional classroom instruction and virtual instruction. Students in a blended learning course must be full-time students of the charter school pursuant to s. 1011.61(1)(a)1. Instructional personnel certified pursuant to s. 1012.55 who provide virtual instruction for blended learning courses may be employees of the charter school or may be under contract to provide instructional services to charter school students. At a minimum, such instructional personnel must hold an active state or school district adjunct certification under s. 1012.57 for the subject area of the blended learning course. The funding and performance accountability requirements for blended learning courses are the same as those for traditional courses.

3. The current incoming baseline standard of student academic achievement, the outcomes to be achieved, and the method of measurement that will be used. The criteria listed in this subparagraph shall include a detailed description of:

a. How the baseline student academic achievement levels and prior rates of academic progress will be established.

b. How these baseline rates will be compared to rates of academic progress achieved by these same students while attending the charter school.

c. To the extent possible, how these rates of progress will be evaluated and compared with rates of progress of other closely comparable student populations.

The district school board is required to provide academic student performance data to charter schools for each of their students coming from the district school system, as well as rates of academic progress of comparable student populations in the district school system.

4. The methods used to identify the educational strengths and needs of students and how well educational goals and performance standards are met by students attending the charter school. The methods shall provide a means for the charter school to ensure accountability to its constituents by analyzing student performance data and by evaluating the effectiveness and efficiency of its major educational programs. Students in charter schools shall, at a minimum, participate in the statewide assessment program created under s. 1008.22.

5. In secondary charter schools, a method for determining that a student has satisfied the requirements for graduation in s. 1002.3105(5), s. 1003.4281, or s. 1003.4282.

6. A method for resolving conflicts between the governing board of the charter school and the sponsor.

7. The admissions procedures and dismissal procedures, including the school's code of student conduct. Admission or dismissal must not be based on a student's academic performance.

8. The ways by which the school will achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

9. The financial and administrative management of the school, including a reasonable demonstration of the professional experience or competence of those individuals or organizations applying to operate the charter school or those hired or retained to perform such professional services and the description of clearly delineated responsibilities and the policies and practices needed to effectively manage the charter school. A description of internal audit procedures and establishment of controls to ensure that financial resources are properly managed must be included. Both public sector and private sector professional experience shall be equally valid in such a consideration.

10. The asset and liability projections required in the application which are incorporated into the charter and shall be compared with information provided in the annual report of the charter school.

11. A description of procedures that identify various risks and provide for a comprehensive approach to reduce the impact of losses; plans to ensure the safety and security of students and staff; plans to identify, minimize, and protect others from violent or disruptive student behavior; and the manner in which the school will be insured, including whether or not the school will be required to have liability insurance, and, if so, the terms and conditions thereof and the amounts of coverage.

12. The term of the charter which shall provide for cancellation of the charter if insufficient progress has been made in attaining the student achievement objectives of the charter and if it is not likely that such objectives can be achieved before expiration of the charter. The initial term of a charter shall be for ~~4 or 5 years, excluding 2 planning years.~~ In order to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a municipality or other public entity as provided by law are eligible for up to a 15-year charter, subject to approval by the district school board. A charter lab school is eligible for a charter for a term of up to 15 years. In addition, to facilitate access to long-term financial resources for charter school construction, charter schools that are operated by a private, not-for-profit, s. 501(c)(3) status corporation are eligible for up to a 15-year charter, subject to approval by the district school board. Such long-term charters remain subject to annual review and may be terminated during the term of the charter, but only according to the provisions set forth in subsection (8).

13. The facilities to be used and their location. The sponsor may not require a charter school to have a certificate of occupancy or a temporary certificate of occupancy for such a facility earlier than 15 calendar days before the first day of school.

14. The qualifications to be required of the teachers and the potential strategies used to recruit, hire, train, and retain qualified staff to achieve best value.

15. The governance structure of the school, including the status of the charter school as a public or private employer as required in paragraph (12)(i).

16. A timetable for implementing the charter which addresses the implementation of each element thereof and the date by which the charter shall be awarded in order to meet this timetable.

17. In the case of an existing public school that is being converted to charter status, alternative arrangements for current students who choose not to attend the charter school and for current teachers who choose not to teach in the charter school after conversion in accordance with the existing collective bargaining agreement or district school board rule in the absence of a collective bargaining agreement. However, alternative arrangements shall not be required for current teachers who choose not to teach in a charter lab school, except as authorized by the employment policies of the state university which grants the charter to the lab school.

18. Full disclosure of the identity of all relatives employed by the charter school who are related to the charter school owner, president, chairperson of the governing board of directors, superintendent, governing board member, principal, assistant principal, or any other person employed by the charter school who has equivalent decisionmaking authority. For the purpose of this subparagraph, the term "relative" means father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

19. Implementation of the activities authorized under s. 1002.331 by the charter school when it satisfies the eligibility requirements for a high-performing charter school. A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable.

(d) A charter may be modified during its initial term or any renewal term upon the recommendation of the sponsor or the charter school's governing board and the approval of both parties to the agreement. Modification *during any term* may include, but is not limited to, consolidation of multiple charters into a single charter if the charters are operated under the same governing board ~~and physically located on the same campus,~~ regardless of the renewal cycle. *A charter school that is not subject to a school improvement plan and that closes as part of a consolidation shall be reported by the school district as a consolidation.*

(e) A charter may be terminated by a charter school's governing board through voluntary closure. The decision to cease operations must be determined at a public meeting. The governing board shall notify the parents and sponsor of the public meeting in writing before the public meeting. The governing board must notify the sponsor, parents of enrolled students, and the department in writing within 24 hours after the public meeting of its determination. The notice shall state the charter school's intent to continue operations or the reason for the closure and acknowledge that the governing board agrees to follow the procedures for dissolution and reversion of public funds pursuant to *paragraphs (8)(d)-(f) and (9)(o) paragraphs (8)(c), (g), and (9)(c).*

(8) CAUSES FOR NONRENEWAL OR TERMINATION OF CHARTER.—

(a) The sponsor shall make student academic achievement for all students the most important factor when determining whether to renew or terminate the charter. The sponsor may also choose not to renew or may terminate the charter *if the sponsor finds that one of the grounds set forth below exists by clear and convincing evidence for any of the following grounds:*

1. Failure to participate in the state's education accountability system created in s. 1008.31, as required in this section, or failure to meet the requirements for student performance stated in the charter.

2. Failure to meet generally accepted standards of fiscal management.
3. *Material* violation of law.
4. Other good cause shown.

(b) At least 90 days before renewing, nonrenewing, or terminating a charter, the sponsor shall notify the governing board of the school of the proposed action in writing. The notice shall state in reasonable detail the grounds for the proposed action and stipulate that the school's governing board may, within 14 calendar days after receiving the notice, request a hearing. The hearing shall be conducted ~~at the sponsor's election in accordance with one of the following procedures:~~

1. ~~A direct hearing conducted by the sponsor within 60 days after receipt of the request for a hearing. The hearing shall be conducted in accordance with ss. 120.569 and 120.57. The sponsor shall decide upon nonrenewal or termination by a majority vote. The sponsor's decision shall be a final order; or~~

2. ~~A hearing conducted by an administrative law judge assigned by the Division of Administrative Hearings. The hearing shall be conducted within 90 60 days after receipt of the request for a hearing and in accordance with chapter 120. The administrative law judge's final recommended order shall be submitted to the sponsor. The administrative law judge shall award the prevailing party reasonable attorney fees and costs incurred during the administrative proceeding and any appeals. A majority vote by the sponsor shall be required to adopt or modify the administrative law judge's recommended order. The sponsor shall issue a final order.~~

(c) ~~The final order shall state the specific reasons for the sponsor's decision. The sponsor shall provide its final order to the charter school's governing board and the Department of Education no later than 10 calendar days after its issuance. The charter school's governing board may, within 30 calendar days after receiving the sponsor's final order, appeal the decision pursuant to s. 120.68.~~

(9) CHARTER SCHOOL REQUIREMENTS.—

(n)1. The director and a representative of the governing board of a charter school that has earned a grade of "D" or "F" pursuant to s. 1008.34 shall appear before the sponsor to present information concerning each contract component having noted deficiencies. The director and a representative of the governing board shall submit to the sponsor for approval a school improvement plan to raise student performance. Upon approval by the sponsor, the charter school shall begin implementation of the school improvement plan. The department shall offer technical assistance and training to the charter school and its governing board and establish guidelines for developing, submitting, and approving such plans.

2.a. If a charter school earns three consecutive grades below a "C," the charter school governing board shall choose one of the following corrective actions:

- (I) Contract for educational services to be provided directly to students, instructional personnel, and school administrators, as prescribed in state board rule;
- (II) Contract with an outside entity that has a demonstrated record of effectiveness to operate the school;
- (III) Reorganize the school under a new director or principal who is authorized to hire new staff; or
- (IV) Voluntarily close the charter school.

b. The charter school must implement the corrective action in the school year following receipt of a third consecutive grade below a "C."

c. The sponsor may annually waive a corrective action if it determines that the charter school is likely to improve a letter grade if additional time is provided to implement the intervention and support strategies prescribed by the school improvement plan. Notwithstanding this sub-subparagraph, a charter school that earns a second consecutive grade of "F" is subject to subparagraph 3.

d. A charter school is no longer required to implement a corrective action if it improves to a "C" or higher. However, the charter school must continue to implement strategies identified in the school improvement plan. The sponsor must annually review implementation of the school improvement plan to monitor the school's continued improvement pursuant to subparagraph 4.

e. A charter school implementing a corrective action that does not improve to a "C" or higher after 2 full school years of implementing the corrective action must select a different corrective action. Implementation of the new corrective action must begin in the school year following the implementation period of the existing corrective action, unless the sponsor determines that the charter school is likely to improve to a "C" or higher if additional time is provided to implement the existing corrective action. Notwithstanding this sub-subparagraph, a charter school that earns a second consecutive grade of "F" while implementing a corrective action is subject to subparagraph 3.

3. A charter school's charter contract is automatically terminated if the school earns two consecutive grades of "F" after all school grade appeals are final unless:

a. The charter school is established to turn around the performance of a district public school pursuant to s. 1008.33(4)(b)2. Such charter schools shall be governed by s. 1008.33;

b. The charter school serves a student population the majority of which resides in a school zone served by a district public school subject to s. 1008.33(4) and the charter school earns at least a grade of "D" in its third year of operation. The exception provided under this sub-subparagraph does not apply to a charter school in its fourth year of operation and thereafter; or

c. The state board grants the charter school a waiver of termination. The charter school must request the waiver within 15 days after the department's official release of school grades. The state board may waive termination if the charter school demonstrates that the Learning Gains of its students on statewide assessments are comparable to or better than the Learning Gains of similarly situated students enrolled in nearby district public schools. The waiver is valid for 1 year and may only be granted once. Charter schools that have been in operation for more than 5 years are not eligible for a waiver under this sub-subparagraph.

The sponsor shall notify the charter school's governing board, the charter school principal, and the department in writing when a charter contract is terminated under this subparagraph. ~~The letter of termination must meet the requirements of paragraph (8)(c). A charter terminated under this subparagraph must follow the procedures for dissolution and reversion of public funds pursuant to paragraphs (8)(d)-(f) and (9)(o) paragraphs (8)(c)-(g) and (9)(e).~~

4. The director and a representative of the governing board of a graded charter school that has implemented a school improvement plan under this paragraph shall appear before the sponsor at least once a year to present information regarding the progress of intervention and support strategies implemented by the school pursuant to the school improvement plan and corrective actions, if applicable. The sponsor shall communicate at the meeting, and in writing to the director, the services provided to the school to help the school address its deficiencies.

5. Notwithstanding any provision of this paragraph except sub-subparagraphs 3.a.-c., the sponsor may terminate the charter at any time pursuant to subsection (8).

(10) ELIGIBLE STUDENTS.—

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

1. Students within specific age groups or grade levels.
2. Students considered at risk of dropping out of school or academic failure. Such students shall include exceptional education students.
3. Students enrolling in a charter school-in-the-workplace or charter school-in-a-municipality established pursuant to subsection (15).

4. Students residing within a reasonable distance of the charter school, as described in paragraph (20)(c). Such students shall be subject to a random lottery and to the racial/ethnic balance provisions described in subparagraph (7)(a)8. or any federal provisions that require a school to achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other public schools in the same school district.

5. Students who meet reasonable academic, artistic, or other eligibility standards established by the charter school and included in the charter school application and charter or, in the case of existing charter schools, standards that are consistent with the school's mission and purpose. Such standards shall be in accordance with current state law and practice in public schools and may not discriminate against otherwise qualified individuals.

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

7. Students living in a development in which a business entity provides the school facility and related property having an appraised value of at least \$5 ~~10~~ million to be used as a charter school *to mitigate the educational impact created by for the development of new residential dwelling units*. Students living in the development shall be entitled to no more than 50 percent of the student stations in the charter school. The students who are eligible for enrollment are subject to a random lottery, the racial/ethnic balance provisions, or any federal provisions, as described in subparagraph 4. The remainder of the student stations shall be filled in accordance with subparagraph 4.

(20) SERVICES.—

(a)1. A sponsor shall provide certain administrative and educational services to charter schools. These services shall include contract management services; full-time equivalent and data reporting services; exceptional student education administration services; services related to eligibility and reporting duties required to ensure that school lunch services under the National School Lunch Program, consistent with the needs of the charter school, are provided by the school district at the request of the charter school, that any funds due to the charter school under the National School Lunch Program be paid to the charter school as soon as the charter school begins serving food under the National School Lunch Program, and that the charter school is paid at the same time and in the same manner under the National School Lunch Program as other public schools serviced by the sponsor or the school district; test administration services, including payment of the costs of state-required or district-required student assessments; processing of teacher certificate data services; and information services, including equal access to student information systems that are used by public schools in the district in which the charter school is located. Student performance data for each student in a charter school, including, but not limited to, FCAT scores, standardized test scores, previous public school student report cards, and student performance measures, shall be provided by the sponsor to a charter school in the same manner provided to other public schools in the district.

2. A sponsor may withhold an administrative fee for the provision of such services which shall be a percentage of the available funds defined in paragraph (17)(b) calculated based on weighted full-time equivalent students. If the charter school serves 75 percent or more exceptional education students as defined in s. 1003.01(3), the percentage shall be calculated based on unweighted full-time equivalent students. The administrative fee shall be calculated as follows:

a. Up to 5 percent for:

(I) Enrollment of up to and including 250 students in a charter school as defined in this section.

(II) Enrollment of up to and including 500 students within a charter school system which meets all of the following:

(A) Includes conversion charter schools and nonconversion charter schools.

(B) Has all of its schools located in the same county.

(C) Has a total enrollment exceeding the total enrollment of at least one school district in the state.

(D) Has the same governing board for all of its schools.

(E) Does not contract with a for-profit service provider for management of school operations.

(III) Enrollment of up to and including 250 students in a virtual charter school.

b. Up to 2 percent for enrollment of up to and including 250 students in a high-performing charter school as defined in s. 1002.331.

3. A sponsor may not charge charter schools any additional fees or surcharges for administrative and educational services in addition to the maximum percentage of administrative fees withheld pursuant to this paragraph.

4. *A sponsor shall provide to the department by September 15 of each year the total amount of funding withheld from charter schools pursuant to this subsection for the prior fiscal year. The department must include the information in the report required under sub-sub-subparagraph (5)(b)1.k.III.*

(b) If goods and services are made available to the charter school through the contract with the school district, they shall be provided to the charter school at a rate no greater than the district's actual cost unless mutually agreed upon by the charter school and the sponsor in a contract negotiated separately from the charter. When mediation has failed to resolve disputes over contracted services or contractual matters not included in the charter, an appeal may be made *to an administrative law judge appointed by the Division of Administrative Hearings. The administrative law judge has final order authority to rule on the dispute. The administrative law judge shall award the prevailing party reasonable attorney fees and costs incurred during the mediation process, administrative proceeding, and any appeals, to be paid by the party whom the administrative law judge rules against for a dispute resolution hearing before the Charter School Appeal Commission.* To maximize the use of state funds, school districts shall allow charter schools to participate in the sponsor's bulk purchasing program if applicable.

Section 10. Subsection (1), paragraph (a) of subsection (2), and paragraph (b) of subsection (3) of section 1002.331, Florida Statutes, are amended to read:

1002.331 High-performing charter schools.—

(1) A charter school is a high-performing charter school if it:

(a) Received at least two school grades of "A" and no school grade below "B," pursuant to s. 1008.34, during each of the previous 3 school years *or received at least two consecutive school grades of "A" in the most recent 2 school years.*

(b) Received an unqualified opinion on each annual financial audit required under s. 218.39 in the most recent 3 fiscal years for which such audits are available.

(c) Did not receive a financial audit that revealed one or more of the financial emergency conditions set forth in s. 218.503(1) in the most recent 3 fiscal years for which such audits are available. However, this requirement is deemed met for a charter school-in-the-workplace if there is a finding in an audit that the school has the monetary resources available to cover any reported deficiency or that the deficiency does not result in a deteriorating financial condition pursuant to s. 1002.345(1)(a)3.

For purposes of determining initial eligibility, the requirements of paragraphs (b) and (c) only apply for the most recent 2 fiscal years if the charter school earns two consecutive grades of "A." A virtual charter school established under s. 1002.33 is not eligible for designation as a high-performing charter school.

(2) A high-performing charter school is authorized to:

(a) Increase its student enrollment once per school year to more than the capacity identified in the charter, but student enrollment may

not exceed the ~~current facility~~ capacity of the facility at the time the enrollment increase will take effect. Facility capacity for purposes of grade level expansion shall include any improvements to an existing facility or any new facility in which a majority of the students of the high-performing charter school will enroll.

A high-performing charter school shall notify its sponsor in writing by March 1 if it intends to increase enrollment or expand grade levels the following school year. The written notice shall specify the amount of the enrollment increase and the grade levels that will be added, as applicable. If a charter school notifies the sponsor of its intent to expand, the sponsor shall modify the charter within 90 days to include the new enrollment maximum and may not make any other changes. The sponsor may deny a request to increase the enrollment of a high-performing charter school if the commissioner has declassified the charter school as high-performing. If a high-performing charter school requests to consolidate multiple charters, the sponsor shall have 40 days after receipt of that request to provide an initial draft charter to the charter school. The sponsor and charter school shall have 50 days thereafter to negotiate and notice the charter contract for final approval by the sponsor.

(3)

(b) A high-performing charter school may not establish more than ~~two~~ ~~one~~ charter schools ~~school~~ within the state under paragraph (a) in any year. A subsequent application to establish a charter school under paragraph (a) may not be submitted unless each charter school established in this manner achieves high-performing charter school status. However, a high-performing charter school may establish more than one charter school within the state under paragraph (a) in any year if it operates in the area of a persistently low-performing school and serves students from that school.

Section 11. Paragraph (d) is added to subsection (10) of section 1002.333, Florida Statutes, to read:

1002.333 Persistently low-performing schools.—

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(d) *Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for the purpose of this subsection which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.*

Section 12. Present paragraph (c) of subsection (9) of section 1002.37, Florida Statutes, is amended, and a new paragraph (c) is added to subsection (9) of that section, to read:

1002.37 The Florida Virtual School.—

(9)

(c) *Industry certification examinations, national assessments, and statewide assessments offered by the school district shall be available to all Florida Virtual School students.*

(d)(e) Unless an alternative testing site is mutually agreed to by the Florida Virtual School and the school district or as contracted under s. 1008.24, all industry certification examinations, national assessments, and statewide assessments must be taken at the school to which the student would be assigned according to district school board attendance areas. A school district must provide the student with access to the school's testing facilities and the date and time of the administration of each examination or assessment.

Section 13. Paragraph (e) of subsection (2), paragraphs (d) and (h) of subsection (5), subsection (8), paragraph (c) of subsection (9), paragraph (a) of subsection (10), and paragraph (a) of subsection (11) of section 1002.385, Florida Statutes, are amended, and paragraph (p) is added to subsection (5) of that section, to read:

1002.385 The Gardiner Scholarship.—

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

(e) “Eligible nonprofit scholarship-funding organization” or “organization” means a nonprofit scholarship-funding organization that is approved pursuant to s. 1002.395(15) ~~s. 1002.395(16)~~.

(5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must be used to meet the individual educational needs of an eligible student and may be spent for the following purposes:

(d) ~~Enrollment in, or~~ Tuition or fees associated with *full-time or part-time* enrollment in, a home education program, an eligible private school, an eligible postsecondary educational institution or a program offered by the *postsecondary* institution, a private tutoring program authorized under s. 1002.43, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator's certificate pursuant to s. 1012.56; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; *a person who has a bachelor's degree or a graduate degree in the subject area in which instruction is given;* or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). As used in this paragraph, the term “part-time tutoring services” does not qualify as regular school attendance as defined in s. 1003.01(13)(e).

(p) *Tuition or fees associated with enrollment in a nationally or internationally recognized research-based training program for a child with a neurological disorder or brain damage.*

A provider of any services receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Gardiner Scholarship with the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid for using Gardiner Scholarship funds.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and shall:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

~~(b) Provide to the organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.~~

~~(c) Be academically accountable to the parent for meeting the educational needs of the student by:~~

~~1. At a minimum, annually providing to the parent a written explanation of the student's progress.~~

~~(b)1.2.~~ Annually administer or make ~~administering or making~~ provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to the parent.

~~2.3. Administer Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.~~

~~a.~~ A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10 and must:

~~b.~~ A participating private school shall submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

~~(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.~~

~~(e) Provide a report from an independent certified public accountant who performs the agreed upon procedures developed under s. 1002.395(6)(c) if the private school receives more than \$250,000 in funds from scholarships awarded under this section in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the organization that awarded the majority of the school's scholarship funds. The agreed upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.~~

If a private school ~~fails is unable~~ to meet the requirements of this subsection or s. 1002.421 or ~~has consecutive years of material exceptions listed in the report required under paragraph (e),~~ the commissioner may determine that the private school is ineligible to participate in the scholarship program.

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(c) Investigate any written complaint of a violation of this section by a parent, a student, a private school, a public school or a school district, an organization, a provider, or another appropriate party in accordance with the process established by s. 1002.421 ~~s. 1002.395(9)(f).~~

(10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

(a) The Commissioner of Education:

1. May suspend or revoke program participation or use of program funds by the student or participation or eligibility of an organization, ~~eligible private school,~~ eligible postsecondary educational institution, approved provider, or other party for a violation of this section.

2. May determine the length of, and conditions for lifting, a suspension or revocation specified in this subsection.

3. May recover unexpended program funds or withhold payment of an equal amount of program funds to recover program funds that were not authorized for use.

4. Shall deny or terminate program participation upon a parent's forfeiture of a Gardiner Scholarship pursuant to subsection (11).

(11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or the services that best meet the needs of his or her child. The scholarship award for a student is based on a matrix that assigns the student to support Level III services. If a parent receives an IEP and a matrix of services from the school district pursuant to subsection (7), the amount of the payment shall be adjusted as needed, when the school district completes the matrix.

(a) To satisfy or maintain program eligibility, including eligibility to receive and spend program payments, the parent must sign an agreement with the organization and annually submit a notarized, sworn compliance statement to the organization to:

1. Affirm that the student is enrolled in a program that meets regular school attendance requirements as provided in s. 1003.01(13)(b)(d).

2. Affirm that the program funds are used only for authorized purposes serving the student's educational needs, as described in subsection (5).

3. Affirm that the parent is responsible for the education of his or her student by, as applicable:

a. Requiring the student to take an assessment in accordance with ~~paragraph (8)(b) paragraph (8)(c);~~

b. Providing an annual evaluation in accordance with s. 1002.41(1)(c); or

c. Requiring the child to take any preassessments and postassessments selected by the provider if the child is 4 years of age and is enrolled in a program provided by an eligible Voluntary Pre-kindergarten Education Program provider. A student with disabilities for whom a preassessment and postassessment is not appropriate is exempt from this requirement. A participating provider shall report a student's scores to the parent.

4. Affirm that the student remains in good standing with the provider or school if those options are selected by the parent.

A parent who fails to comply with this subsection forfeits the Gardiner Scholarship.

Section 14. Subsections (8) through (14) of section 1002.39, Florida Statutes, are renumbered as subsections (7) through (13), respectively, and paragraph (b) of subsection (2), paragraph (h) of subsection (3), and present subsections (6), (7), and (8) of that section are amended, to read:

1002.39 The John M. McKay Scholarships for Students with Disabilities Program.—There is established a program that is separate and distinct from the Opportunity Scholarship Program and is named the John M. McKay Scholarships for Students with Disabilities Program.

(2) JOHN M. MCKAY SCHOLARSHIP ELIGIBILITY.—The parent of a student with a disability may request and receive from the state a John M. McKay Scholarship for the child to enroll in and attend a private school in accordance with this section if:

(b) The parent has obtained acceptance for admission of the student to a private school that is eligible for the program under ~~subsection (7) subsection (8)~~ and has requested from the department a scholarship at least 60 days before the date of the first scholarship payment. The request must be communicated directly to the department in a manner that creates a written or electronic record of the request and the date of receipt of the request. The department must notify the district of the parent's intent upon receipt of the parent's request.

(3) JOHN M. MCKAY SCHOLARSHIP PROHIBITIONS.—A student is not eligible for a John M. McKay Scholarship:

(h) While he or she is not having regular and direct contact with his or her private school teachers at the school's physical location unless he or she is enrolled in the private school's transition-to-work program pursuant to ~~subsection (9) subsection (10);~~ or

(6) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

~~(a) Establish a toll free hotline that provides parents and private schools with information on participation in the John M. McKay Scholarships for Students with Disabilities Program.~~

~~(b) Annually verify the eligibility of private schools that meet the requirements of subsection (8).~~

~~(c) Establish a process by which individuals may notify the department of any violation by a parent, private school, or school district of state laws relating to program participation. The department shall conduct an inquiry of any written complaint of a violation of this section, or make a referral to the appropriate agency for an investigation, if the complaint is signed by the complainant and is legally sufficient. A complaint is legally sufficient if it contains ultimate facts that show that a violation of this section or any rule adopted by the State Board of Education has occurred. In order to determine legal sufficiency, the department may require supporting information or documentation from the complainant. A department inquiry is not subject to the requirements of chapter 120.~~

~~(d) Require an annual, notarized, sworn compliance statement by participating private schools certifying compliance with state laws and shall retain such records.~~

~~(e) cross-check the list of participating scholarship students with the public school enrollment lists prior to each scholarship payment to avoid duplication.~~

~~(f) Conduct random site visits to private schools participating in the John M. McKay Scholarships for Students with Disabilities Pro-~~

gram. The purpose of the site visits is solely to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results, which information is required by rules of the State Board of Education, subsection (8), and s. 1002.421. The Department of Education may not make more than three random site visits each year and may not make more than one random site visit each year to the same private school.

2. Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.

~~(7) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—~~

~~(a) The Commissioner of Education:~~

1. Shall deny, suspend, or revoke a private school's participation in the scholarship program if it is determined that the private school has failed to comply with the provisions of this section. However, if the noncompliance is correctable within a reasonable amount of time and if the health, safety, or welfare of the students is not threatened, the commissioner may issue a notice of noncompliance which provides the private school with a timeframe within which to provide evidence of compliance before taking action to suspend or revoke the private school's participation in the scholarship program.

2. May deny, suspend, or revoke a private school's participation in the scholarship program if the commissioner determines that an owner or operator of the private school is operating or has operated an educational institution in this state or in another state or jurisdiction in a manner contrary to the health, safety, or welfare of the public.

a. In making such a determination, the commissioner may consider factors that include, but are not limited to, acts or omissions by an owner or operator which led to a previous denial or revocation of participation in an education scholarship program; an owner's or operator's failure to reimburse the Department of Education for scholarship funds improperly received or retained by a school; imposition of a prior criminal sanction related to an owner's or operator's management or operation of an educational institution; imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an owner's or operator's management or operation of an educational institution; or other types of criminal proceedings in which an owner or operator was found guilty of, regardless of adjudication, or entered a plea of *nolo contendere* or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

b. For purposes of this subparagraph, the term "owner or operator" includes an owner, operator, superintendent, or principal of, or a person who has equivalent decisionmaking authority over, a private school participating in the scholarship program.

~~(b) The commissioner's determination is subject to the following:~~

1. If the commissioner intends to deny, suspend, or revoke a private school's participation in the scholarship program, the department shall notify the private school of such proposed action in writing by certified mail and regular mail to the private school's address of record with the department. The notification shall include the reasons for the proposed action and notice of the timelines and procedures set forth in this paragraph.

2. The private school that is adversely affected by the proposed action shall have 15 days from receipt of the notice of proposed action to file with the department's agency clerk a request for a proceeding pursuant to ss. 120.569 and 120.57. If the private school is entitled to a hearing under s. 120.57(1), the department shall forward the request to the Division of Administrative Hearings.

3. Upon receipt of a request referred pursuant to this paragraph, the director of the Division of Administrative Hearings shall expedite the hearing and assign an administrative law judge who shall commence a hearing within 30 days after the receipt of the formal written request by the division and enter a recommended order within 30 days after the hearing or within 30 days after receipt of the hearing transcript, whichever is later. Each party shall be allowed 10 days in which to submit written exceptions to the recommended order. A final order shall be entered by the agency within 30 days after the entry of a recommended order. The provisions of this subparagraph may be waived upon stipulation by all parties.

(c) The commissioner may immediately suspend payment of scholarship funds if it is determined that there is probable cause to believe that there is:

1. An imminent threat to the health, safety, or welfare of the students; or

2. Fraudulent activity on the part of the private school. Notwithstanding s. 1002.22, in incidents of alleged fraudulent activity pursuant to this section, the Department of Education's Office of Inspector General is authorized to release personally identifiable records or reports of students to the following persons or organizations:

a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

b. A person or entity authorized by a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

c. Any person, entity, or authority issuing a subpoena for law enforcement purposes when the court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.

The commissioner's order suspending payment pursuant to this paragraph may be appealed pursuant to the same procedures and timelines as the notice of proposed action set forth in paragraph (b).

~~(7)(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—~~ To be eligible to participate in the John M. McKay Scholarships for Students with Disabilities Program, a private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the department all documentation required for a student's participation, including the private school's and student's fee schedules, at least 30 days before any quarterly scholarship payment is made for the student pursuant to *paragraph (10)(e) paragraph (11)(c)*. A student is not eligible to receive a quarterly scholarship payment if the private school fails to meet this deadline.

~~(c) Be academically accountable to the parent for meeting the educational needs of the student by:~~

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Cooperating with the scholarship student whose parent chooses to participate in the statewide assessments pursuant to s. 1008.22.

~~(d) Maintain in this state a physical location where a scholarship student regularly attends classes.~~

If The inability of a private school fails to meet the requirements of this subsection or s. 1002.421, the commissioner may determine that the private school is ineligible shall constitute a basis for the ineligibility of the private school to participate in the scholarship program as determined by the department.

Section 15. Present subsections (12) through (16) of section 1002.395, Florida Statutes, are renumbered as subsections (11) through (15), respectively, and paragraphs (f) and (j) of subsection (2), paragraphs (b), (c), (f), and (g) of subsection (5), paragraphs (n), (o), and (p) of subsection (6), subsections (8) and (9), and present subsection (11) of that section are amended, to read:

1002.395 Florida Tax Credit Scholarship Program.—

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

(f) “Eligible nonprofit scholarship-funding organization” means a state university; or an independent college or university that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, located and chartered in this state, is not for profit, and is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; or is a charitable organization that:

1. Is exempt from federal income tax pursuant to s. 501(c)(3) of the Internal Revenue Code;
2. Is a Florida entity formed under chapter 605, chapter 607, or chapter 617 and whose principal office is located in the state; and
3. Complies with *subsections (6) and (15)* ~~subsections (6) and (16)~~.

(j) “Tax credit cap amount” means the maximum annual tax credit amount that the department may approve *for in* a state fiscal year.

(5) SCHOLARSHIP FUNDING TAX CREDITS; LIMITATIONS.—

(b) A taxpayer may submit an application to the department for a tax credit or credits under one or more of s. 211.0251, s. 212.1831, s. 220.1875, s. 561.1211, or s. 624.51055.

1. The taxpayer shall specify in the application each tax for which the taxpayer requests a credit and the applicable taxable year for a credit under s. 220.1875 or s. 624.51055 or the applicable state fiscal year for a credit under s. 211.0251, s. 212.1831, or s. 561.1211. *For purposes of s. 220.1875, a taxpayer may apply for a credit to be used for a prior taxable year before the date the taxpayer is required to file a return for that year pursuant to s. 220.222.* The department shall approve tax credits on a first-come, first-served basis and must obtain the division’s approval before approving a tax credit under s. 561.1211.

2. Within 10 days after approving or denying an application, the department shall provide a copy of its approval or denial letter to the eligible nonprofit scholarship-funding organization specified by the taxpayer in the application.

(c) If a tax credit approved under paragraph (b) is not fully used within the specified state fiscal year for credits under s. 211.0251, s. 212.1831, or s. 561.1211 or against taxes due for the specified taxable year for credits under s. 220.1875 or s. 624.51055 because of insufficient tax liability on the part of the taxpayer, the unused amount *shall may* be carried forward for a period not to exceed 10 ~~5~~ years. *For purposes of s. 220.1875, a credit carried forward may be used in a subsequent year after applying the other credits and unused carryovers in the order provided in s. 220.02(8). However, any taxpayer that seeks to carry forward an unused amount of tax credit must submit an application to the department for approval of the carryforward tax credit in the year that the taxpayer intends to use the carryforward. The department must obtain the division’s approval prior to approving the carryforward of a tax credit under s. 561.1211.*

(f) Within 10 days after approving or denying ~~an application for a carryforward tax credit under paragraph (c);~~ the conveyance, transfer, or assignment of a tax credit under paragraph (d), or the rescindment of a tax credit under paragraph (e), the department shall provide a copy of its approval or denial letter to the eligible nonprofit scholarship-funding organization specified by the taxpayer. The department shall also include the eligible nonprofit scholarship-funding organization specified by the taxpayer on all letters or correspondence of acknowledgment for tax credits under s. 212.1831.

(g) For purposes of calculating the underpayment of estimated corporate income taxes pursuant to s. 220.34 and tax installment payments for taxes on insurance premiums or assessments under s. 624.5092, the final amount due is the amount after credits earned under

s. 220.1875 or s. 624.51055 for contributions to eligible nonprofit scholarship-funding organizations are deducted.

1. For purposes of determining if a penalty or interest shall be imposed for underpayment of estimated corporate income tax pursuant to s. 220.34(2)(d)1., a taxpayer may, after earning a credit under s. 220.1875, reduce *any* ~~the following~~ estimated payment in that taxable year by the amount of the credit. This subparagraph applies to contributions made on or after July 1, 2014.

2. For purposes of determining if a penalty under s. 624.5092 shall be imposed, an insurer may, after earning a credit under s. 624.51055, reduce the following installment payment of 27 percent of the amount of the net tax due as reported on the return for the preceding year under s. 624.5092(2)(b) by the amount of the credit. This subparagraph applies to contributions made on or after July 1, 2014.

(6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—An eligible nonprofit scholarship-funding organization:

(n) Must prepare and submit quarterly reports to the Department of Education pursuant to *paragraph (9)(i)* ~~paragraph (9)(m)~~. In addition, an eligible nonprofit scholarship-funding organization must submit in a timely manner any information requested by the Department of Education relating to the scholarship program.

(o)1.a. Must participate in the joint development of agreed-upon procedures ~~to be performed by an independent certified public accountant as required under paragraph (8)(c) if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this section~~ during the 2009-2010 state fiscal year. The agreed-upon procedures must uniformly apply to all private schools and must determine, at a minimum, whether the private school has been verified as eligible by the Department of Education under s. 1002.421 ~~paragraph (9)(c)~~; has an adequate accounting system, system of financial controls, and process for deposit and classification of scholarship funds; and has properly expended scholarship funds for education-related expenses. During the development of the procedures, the participating scholarship-funding organizations shall specify guidelines governing the materiality of exceptions that may be found during the accountant’s performance of the procedures. The procedures and guidelines shall be provided to private schools and the Commissioner of Education by March 15, 2011.

b. Must participate in a joint review of the agreed-upon procedures and guidelines developed under sub-subparagraph a., by February of *each biennium 2013 and biennially thereafter*, if the scholarship-funding organization provided more than \$250,000 in scholarship funds to an eligible private school under this ~~chapter section~~ during the state fiscal year preceding the biennial review. If the procedures and guidelines are revised, the revisions must be provided to private schools and the Commissioner of Education by March 15 *of the year in which the revisions were completed. The revised agreed-upon procedures shall take effect the subsequent school year. For the 2018-2019 school year only, the joint review of the agreed-upon procedures must be completed and the revisions submitted to the commissioner no later than September 15, 2018. The revised procedures are applicable to the 2018-2019 school year; 2013, and biennially thereafter.*

c. Must monitor the compliance of a private school with s. 1002.421(1)(q) ~~paragraph (8)(c)~~ if the scholarship-funding organization provided the majority of the scholarship funding to the school. For each private school subject to s. 1002.421(1)(q) ~~paragraph (8)(c)~~, the appropriate scholarship-funding organization shall *annually* ~~annually~~ notify the Commissioner of Education by October 30, ~~2011, and annually there~~ *after* of:

(I) A private school’s failure to submit a report required under s. 1002.421(1)(q) ~~paragraph (8)(c)~~; or

(II) Any material exceptions set forth in the report required under s. 1002.421(1)(q) ~~paragraph (8)(c)~~.

2. Must seek input from the accrediting associations that are members of the Florida Association of Academic Nonpublic Schools *and the Department of Education* when jointly developing the agreed-upon procedures and guidelines under sub-subparagraph 1.a. and conducting

a review of those procedures and guidelines under sub-subparagraph 1.b.

(p) Must maintain the surety bond or letter of credit required by ~~subsection (15)~~ ~~subsection (16)~~. The amount of the surety bond or letter of credit may be adjusted quarterly to equal the actual amount of undisbursed funds based upon submission by the organization of a statement from a certified public accountant verifying the amount of undisbursed funds. The requirements of this paragraph are waived if the cost of acquiring a surety bond or letter of credit exceeds the average 10-year cost of acquiring a surety bond or letter of credit by 200 percent. The requirements of this paragraph are waived for a state university; or an independent college or university which is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program, located and chartered in this state, is not for profit, and is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools.

Information and documentation provided to the Department of Education and the Auditor General relating to the identity of a taxpayer that provides an eligible contribution under this section shall remain confidential at all times in accordance with s. 213.053.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and must:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

~~(b) Provide to the eligible nonprofit scholarship-funding organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.~~

~~(c) Be academically accountable to the parent for meeting the educational needs of the student by:~~

~~1. At a minimum, annually providing to the parent a written explanation of the student's progress.~~

~~(b)1.2. Annually administer or make administering or making provision for students participating in the scholarship program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school must report a student's scores to the parent. A participating private school must annually report by August 15 the scores of all participating students to a state university the Learning System Institute described in paragraph (9)(f) paragraph (9)(j).~~

~~2.3. Administer Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.~~

~~a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10 and:~~

~~b. A participating private school must submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.~~

~~(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.~~

~~(e) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed under paragraph (6)(e) if the private school receives more than \$250,000 in funds from scholarships awarded under this section in a state fiscal year. A private school subject to this paragraph must annually submit the report by September 15 to the scholarship-funding organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.~~

If a private school ~~fails is unable~~ to meet the requirements of this subsection ~~or s. 1002.421~~ ~~or has consecutive years of material exceptions listed in the report required under paragraph (e)~~, the commissioner may determine that the private school is ineligible to participate in the scholarship program ~~as determined by the Department of Education.~~

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The Department of Education shall:

(a) Annually submit to the department and division, by March 15, a list of eligible nonprofit scholarship-funding organizations that meet the requirements of paragraph (2)(f).

(b) Annually verify the eligibility of nonprofit scholarship-funding organizations that meet the requirements of paragraph (2)(f).

~~(c) Annually verify the eligibility of private schools that meet the requirements of subsection (8).~~

~~(c)(d)~~ Annually verify the eligibility of expenditures as provided in paragraph (6)(d) using the audit required by paragraph (6)(m) and s. 11.45(2)(l) ~~s. 11.45(2)(k).~~

~~(e) Establish a toll-free hotline that provides parents and private schools with information on participation in the scholarship program.~~

~~(f) Establish a process by which individuals may notify the Department of Education of any violation by a parent, private school, or school district of state laws relating to program participation. The Department of Education shall conduct an inquiry of any written complaint of a violation of this section, or make a referral to the appropriate agency for an investigation, if the complaint is signed by the complainant and is legally sufficient. A complaint is legally sufficient if it contains ultimate facts that show that a violation of this section or any rule adopted by the State Board of Education has occurred. In order to determine legal sufficiency, the Department of Education may require supporting information or documentation from the complainant. A department inquiry is not subject to the requirements of chapter 120.~~

~~(g) Require an annual, notarized, sworn compliance statement by participating private schools certifying compliance with state laws and shall retain such records.~~

~~(d)(h)~~ Cross-check the list of participating scholarship students with the public school enrollment lists to avoid duplication.

~~(e)(i)~~ Maintain a list of nationally norm-referenced tests identified for purposes of satisfying the testing requirement in ~~subparagraph (8)(b)1~~ ~~subparagraph (8)(c)2~~. The tests must meet industry standards of quality in accordance with State Board of Education rule.

~~(f)(j)~~ Issue a project grant award to a state university ~~the Learning System Institute at the Florida State University~~, to which participating private schools must report the scores of participating students on the nationally norm-referenced tests or the statewide assessments administered by the private school in grades 3 through 10. The project term is 2 years, and the amount of the project is up to \$250,000 ~~\$500,000~~ per year. The project grant award must be reissued in 2-year intervals in accordance with this paragraph.

1. The ~~state university Learning System Institute~~ must annually report to the Department of Education on the student performance of participating students:

a. On a statewide basis. The report shall also include, to the extent possible, a comparison of scholarship students' performance to the statewide student performance of public school students with socioeconomic backgrounds similar to those of students participating in the scholarship program. To minimize costs and reduce time required for the ~~state university's Learning System Institute's~~ analysis and evaluation, the Department of Education shall coordinate with the ~~state university Learning System Institute~~ to provide data to the ~~state university Learning System Institute~~ in order to conduct analyses of matched students from public school assessment data and calculate control group student performance using an agreed-upon methodology with the ~~state university Learning System Institute~~; and

b. On an individual school basis. The annual report must include student performance for each participating private school in which at least 51 percent of the total enrolled students in the private school participated in the Florida Tax Credit Scholarship Program in the prior school year. The report shall be according to each participating private school, and for participating students, in which there are at least 30 participating students who have scores for tests administered. If the ~~state university Learning System Institute~~ determines that the 30-participating-student cell size may be reduced without disclosing personally identifiable information, as described in 34 C.F.R. s. 99.12, of a participating student, the ~~state university Learning System Institute~~ may reduce the participating-student cell size, but the cell size must not be reduced to less than 10 participating students. The department shall provide each private school's prior school year's student enrollment information to the ~~state university Learning System Institute~~ no later than June 15 of each year, or as requested by the ~~state university Learning System Institute~~.

2. The sharing and reporting of student performance data under this paragraph must be in accordance with requirements of ss. 1002.22 and 1002.221 and 20 U.S.C. s. 1232g, the Family Educational Rights and Privacy Act, and the applicable rules and regulations issued pursuant thereto, and shall be for the sole purpose of creating the annual report required by subparagraph 1. All parties must preserve the confidentiality of such information as required by law. The annual report must not disaggregate data to a level that will identify individual participating schools, except as required under sub-subparagraph 1.b., or disclose the academic level of individual students.

3. The annual report required by subparagraph 1. shall be published by the Department of Education on its website.

(g)(~~k~~) Notify an eligible nonprofit scholarship-funding organization of any of the organization's identified students who are receiving educational scholarships pursuant to chapter 1002.

(h)(~~t~~) Notify an eligible nonprofit scholarship-funding organization of any of the organization's identified students who are receiving tax credit scholarships from other eligible nonprofit scholarship-funding organizations.

(i)(~~m~~) Require quarterly reports by an eligible nonprofit scholarship-funding organization regarding the number of students participating in the scholarship program, the private schools at which the students are enrolled, and other information deemed necessary by the Department of Education.

(n)1. ~~Conduct site visits to private schools participating in the Florida Tax Credit Scholarship Program. The purpose of the site visits is solely to verify the information reported by the schools concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results. The Department of Education may not make more than seven site visits each year; however, the department may make additional site visits at any time to any school that has received a notice of noncompliance or a notice of proposed action within the previous 2 years.~~

2. ~~Annually, by December 15, report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the Department of Education's actions with respect to implementing accountability in the scholarship program under this section and s. 1002.421, any substantiated allegations or violations of law or rule by an eligible private school under this program concerning the enrollment and attendance of students, the credentials of teachers, background screening of teachers, and teachers' fingerprinting results and the corrective action taken by the Department of Education.~~

(j)(~~o~~) Provide a process to match the direct certification list with the scholarship application data submitted by any nonprofit scholarship-funding organization eligible to receive the 3-percent administrative allowance under paragraph (6)(j).

(p) ~~Upon the request of a participating private school, provide at no cost to the school the statewide assessments administered under s. 1008.22 and any related materials for administering the assessments. Students at a private school may be assessed using the statewide assessments if the addition of those students and the school does not cause the state to exceed its contractual caps for the number of students tested~~

~~and the number of testing sites. The state shall provide the same materials and support to a private school that it provides to a public school. A private school that chooses to administer statewide assessments under s. 1008.22 shall follow the requirements set forth in ss. 1008.22 and 1008.24, rules adopted by the State Board of Education to implement those sections, and district-level testing policies established by the district school board.~~

~~(11) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.~~

(a)1. ~~The Commissioner of Education shall deny, suspend, or revoke a private school's participation in the scholarship program if it is determined that the private school has failed to comply with the provisions of this section. However, in instances in which the noncompliance is correctable within a reasonable amount of time and in which the health, safety, or welfare of the students is not threatened, the commissioner may issue a notice of noncompliance that shall provide the private school with a timeframe within which to provide evidence of compliance prior to taking action to suspend or revoke the private school's participation in the scholarship program.~~

2. ~~The Commissioner of Education may deny, suspend, or revoke a private school's participation in the scholarship program if the commissioner determines that:~~

a. ~~An owner or operator of a private school has exhibited a previous pattern of failure to comply with this section or s. 1002.421; or~~

b. ~~An owner or operator of the private school is operating or has operated an educational institution in this state or another state or jurisdiction in a manner contrary to the health, safety, or welfare of the public.~~

~~In making the determination under this subparagraph, the commissioner may consider factors that include, but are not limited to, acts or omissions by an owner or operator that led to a previous denial or revocation of participation in an education scholarship program; an owner's or operator's failure to reimburse the Department of Education or a nonprofit scholarship-funding organization for scholarship funds improperly received or retained by a school; imposition of a prior criminal sanction, civil fine, administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an owner's or operator's management or operation of an educational institution; or other types of criminal proceedings in which the owner or operator was found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.~~

(b) ~~The commissioner's determination is subject to the following:~~

1. ~~If the commissioner intends to deny, suspend, or revoke a private school's participation in the scholarship program, the Department of Education shall notify the private school of such proposed action in writing by certified mail and regular mail to the private school's address of record with the Department of Education. The notification shall include the reasons for the proposed action and notice of the timelines and procedures set forth in this paragraph.~~

2. ~~The private school that is adversely affected by the proposed action shall have 15 days from receipt of the notice of proposed action to file with the Department of Education's agency clerk a request for a proceeding pursuant to ss. 120.569 and 120.57. If the private school is entitled to a hearing under s. 120.57(1), the Department of Education shall forward the request to the Division of Administrative Hearings.~~

3. ~~Upon receipt of a request referred pursuant to this paragraph, the director of the Division of Administrative Hearings shall expedite the hearing and assign an administrative law judge who shall commence a hearing within 30 days after the receipt of the formal written request by the division and enter a recommended order within 30 days after the hearing or within 30 days after receipt of the hearing transcript, whichever is later. Each party shall be allowed 10 days in which to submit written exceptions to the recommended order. A final order shall be entered by the agency within 20 days after the entry of a recommended order. The provisions of this subparagraph may be waived upon stipulation by all parties.~~

~~(c) The commissioner may immediately suspend payment of scholarship funds if it is determined that there is probable cause to believe that there is:~~

~~1. An imminent threat to the health, safety, and welfare of the students;~~

~~2. A previous pattern of failure to comply with this section or s. 1002.421; or~~

~~3. Fraudulent activity on the part of the private school. Notwithstanding s. 1002.22, in incidents of alleged fraudulent activity pursuant to this section, the Department of Education's Office of Inspector General is authorized to release personally identifiable records or reports of students to the following persons or organizations:~~

~~a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g;~~

~~b. A person or entity authorized by a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g;~~

~~e. Any person, entity, or authority issuing a subpoena for law enforcement purposes when the court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.~~

~~The commissioner's order suspending payment pursuant to this paragraph may be appealed pursuant to the same procedures and timelines as the notice of proposed action set forth in paragraph (b).~~

Section 16. Effective upon this act becoming a law, section 1002.40, Florida Statutes, is created to read:

1002.40 The Hope Scholarship Program.—

(1) **PURPOSE.**—The Hope Scholarship Program is established to provide the parent of a public school student who was subjected to an incident listed in subsection (3) an opportunity to transfer the student to another public school or to request a scholarship for the student to enroll in and attend an eligible private school.

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

(a) “Dealer” has the same meaning as provided in s. 212.06.

(b) “Department” means the Department of Education.

(c) “Designated agent” has the same meaning as provided in s. 212.06(10).

(d) “Eligible contribution” or “contribution” means a monetary contribution from a person purchasing a motor vehicle, subject to the restrictions provided in this section, to an eligible nonprofit scholarship-funding organization. The person making the contribution may not designate a specific student as the beneficiary of the contribution.

(e) “Eligible nonprofit scholarship-funding organization” or “organization” has the same meaning as provided in s. 1002.395(2)(f).

(f) “Eligible private school” has the same meaning as provided in s. 1002.395(2)(g).

(g) “Motor vehicle” has the same meaning as provided in s. 320.01(1)(a), but does not include a heavy truck, truck tractor, trailer, or motorcycle.

(h) “Parent” means a resident of this state who is a parent, as defined in s. 1000.21, and whose student reported an incident in accordance with subsection (6).

(i) “Program” means the Hope Scholarship Program.

(j) “School” means any educational program or activity conducted by a public K-12 educational institution, any school-related or school-sponsored program or activity, and riding on a school bus, as defined in s. 1006.25(1), including waiting at a school bus stop.

(k) “Unweighted FTE funding amount” means the statewide average total funds per unweighted full-time equivalent funding amount that is incorporated by reference in the General Appropriations Act, or by a subsequent special appropriations act, for the applicable state fiscal year.

(3) **PROGRAM ELIGIBILITY.**—Beginning with the 2018-2019 school year, contingent upon available funds, and on a first-come, first-served basis, a student enrolled in a Florida public school in kindergarten through grade 12 is eligible for a scholarship under this program if the student reported an incident in accordance with subsection (6). For purposes of this section, the term “incident” means battery; harassment; hazing; bullying; kidnapping; physical attack; robbery; sexual offenses, harassment, assault, or battery; threat or intimidation; or fighting at school, as defined by the department in accordance with s. 1006.09(6).

(4) **PROGRAM PROHIBITIONS.**—Payment of a scholarship to a student enrolled in a private school may not be made if a student is:

(a) Enrolled in a public school, including, but not limited to, the Florida School for the Deaf and the Blind; the College-Preparatory Boarding Academy; a developmental research school authorized under s. 1002.32; or a charter school authorized under s. 1002.33, s. 1002.331, or s. 1002.332;

(b) Enrolled in a school operating for the purpose of providing educational services to youth in the Department of Juvenile Justice commitment programs;

(c) Participating in a virtual school, correspondence school, or distance learning program that receives state funding pursuant to the student's participation unless the participation is limited to no more than two courses per school year; or

(d) Receiving any other educational scholarship pursuant to this chapter.

(5) **TERM OF HOPE SCHOLARSHIP.**—For purposes of continuity of educational choice, a Hope scholarship shall remain in force until the student returns to public school or graduates from high school, whichever occurs first. A scholarship student who enrolls in a public school or public school program is considered to have returned to a public school for the purpose of determining the end of the scholarship's term.

(6) **SCHOOL DISTRICT OBLIGATIONS; PARENTAL OBLIGATIONS.**—

(a) Upon receipt of a report of an incident, the school principal, or his or her designee, shall provide a copy of the report to the parent and investigate the incident to determine if the incident must be reported as required by s. 1006.09(6). Within 24 hours after receipt of the report, the principal or his or her designee shall provide a copy of the report to the parent of the alleged offender and to the superintendent. Upon conclusion of the investigation or within 15 days after the incident was reported, whichever occurs first, the school district shall notify the parent of the program and offer the parent an opportunity to enroll his or her student in another public school that has capacity or to request and receive a scholarship to attend an eligible private school, subject to available funding. A parent who chooses to enroll his or her student in a public school located outside the district in which the student resides pursuant to s. 1002.31 shall be eligible for a scholarship to transport the student as provided in paragraph (11)(b).

(b) For each student participating in the program in an eligible private school who chooses to participate in the statewide assessments under s. 1008.22 or the Florida Alternate Assessment, the school district in which the student resides must notify the student and his or her parent about the locations and times to take all statewide assessments.

(7) **PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.**—An eligible private school may be sectarian or nonsectarian and shall:

(a) *Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to this section and s. 1002.421.*

(b)1. *Annually administer or make provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the department or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to his or her parent.*

2. *Administer the statewide assessments pursuant to s. 1008.22 if a private school chooses to offer the statewide assessments. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10 and must submit a request in writing to the department by March 1 of each year in order to administer the statewide assessments in the subsequent school year.*

If a private school fails to meet the requirements of this subsection or s. 1002.421, the commissioner may determine that the private school is ineligible to participate in the program.

(8) **DEPARTMENT OF EDUCATION OBLIGATIONS.**—*The department shall:*

(a) *Cross-check the list of participating scholarship students with the public school enrollment lists to avoid duplication.*

(b) *Maintain a list of nationally norm-referenced tests identified for purposes of satisfying the testing requirement in paragraph (9)(f). The tests must meet industry standards of quality in accordance with State Board of Education rule.*

(c) *Require quarterly reports by an eligible nonprofit scholarship-funding organization regarding the number of students participating in the program, the private schools in which the students are enrolled, and other information deemed necessary by the department.*

(d) *Contract with an independent entity to provide an annual evaluation of the program by:*

1. *Reviewing the school bullying prevention education program, climate and code of student conduct of each public school from which 10 or more students transferred to another public school or private school using the Hope scholarship to determine areas in the school or school district procedures involving reporting, investigating, and communicating a parent's and student's rights that are in need of improvement. At a minimum, the review must include:*

a. *An assessment of the investigation time and quality of the response of the school and the school district.*

b. *An assessment of the effectiveness of communication procedures with the students involved in an incident, the students' parents, and the school and school district personnel.*

c. *An analysis of school incident and discipline data.*

d. *The challenges and obstacles relating to implementing recommendations from the review.*

2. *Reviewing the school bullying prevention education program, climate and code of student conduct of each public school to which a student transferred if the student was from a school identified in subparagraph 1. in order to identify best practices and make recommendations to a public school at which the incidents occurred.*

3. *Reviewing the performance of participating students enrolled in a private school in which at least 51 percent of the total enrolled students in the prior school year participated in the program and in which there are at least 10 participating students who have scores for tests administered.*

4. *Surveying the parents of participating students to determine academic, safety, and school climate satisfaction and to identify any challenges to or obstacles in addressing the incident or relating to the use of the scholarship.*

(9) **PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.**—*A parent who applies for a Hope scholarship is exercising his or her parental option to place his or her student in an eligible private school.*

(a) *The parent must select an eligible private school and apply for the admission of his or her student.*

(b) *The parent must inform the student's school district when the parent withdraws his or her student to attend an eligible private school.*

(c) *Any student participating in the program must remain in attendance throughout the school year unless excused by the school for illness or other good cause.*

(d) *Each parent and each student has an obligation to the private school to comply with such school's published policies.*

(e) *Upon reasonable notice to the department and the school district, the parent may remove the student from the private school and place the student in a public school in accordance with this section.*

(f) *The parent must ensure that the student participating in the program takes the norm-referenced assessment offered by the private school. The parent may also choose to have the student participate in the statewide assessments pursuant to s. 1008.22. If the parent requests that the student take the statewide assessments pursuant to s. 1008.22 and the private school has not chosen to offer and administer the statewide assessments, the parent is responsible for transporting the student to the assessment site designated by the school district.*

(g) *Upon receipt of a scholarship warrant, the parent to whom the warrant is made must restrictively endorse the warrant to the private school for deposit into the account of such school. If payment is made by funds transfer in accordance with paragraph (11)(d), the parent must approve each payment before the scholarship funds may be deposited. The parent may not designate any entity or individual associated with the participating private school as the parent's attorney in fact to endorse a scholarship warrant or approve a funds transfer. A parent who fails to comply with this paragraph forfeits the scholarship.*

(10) **OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.**—*An eligible nonprofit scholarship-funding organization may establish scholarships for eligible students by:*

(a) *Receiving applications and determining student eligibility in accordance with the requirements of this section.*

(b) *Notifying parents of their receipt of a scholarship on a first-come, first-served basis, based upon available funds.*

(c) *Establishing a date by which the parent of a participating student must confirm continuing participation in the program.*

(d) *Awarding scholarship funds to eligible students, giving priority to renewing students from the previous year.*

(e) *Preparing and submitting quarterly reports to the department pursuant to paragraph (8)(c). In addition, an eligible nonprofit scholarship-funding organization must submit in a timely manner any information requested by the department relating to the program.*

(f) *Notifying the department of any violation of this section.*

(11) **FUNDING AND PAYMENT.**—

(a) *The maximum amount awarded to a student enrolled in an eligible private school shall be determined as a percentage of the unweighted FTE funding amount for that state fiscal year and thereafter as follows:*

1. *Eighty-eight percent for a student enrolled in kindergarten through grade 5.*

2. *Ninety-two percent for a student enrolled in grade 6 through grade 8.*

3. Ninety-six percent for a student enrolled in grade 9 through grade 12.

(b) The maximum amount awarded to a student enrolled in a public school located outside of the district in which the student resides shall be \$750.

(c) When a student enters the program, the eligible nonprofit scholarship-funding organization must receive all documentation required for the student's participation, including a copy of the report of the incident received pursuant to subsection (6) and the private school's and student's fee schedules. The initial payment shall be made after verification of admission acceptance, and subsequent payments shall be made upon verification of continued enrollment and attendance at the private school.

(d) Payment of the scholarship by the eligible nonprofit scholarship-funding organization may be by individual warrant made payable to the student's parent or by funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of payment that the department deems to be commercially viable or cost-effective. If payment is made by warrant, the warrant must be delivered by the eligible nonprofit scholarship-funding organization to the private school of the parent's choice, and the parent shall restrictively endorse the warrant to the private school. If payments are made by funds transfer, the parent must approve each payment before the scholarship funds may be deposited. The parent may not designate any entity or individual associated with the participating private school as the parent's attorney in fact to endorse a scholarship warrant or approve a funds transfer.

(e) An eligible nonprofit scholarship-funding organization shall obtain verification from the private school of a student's continued attendance at the school for each period covered by a scholarship payment.

(f) Payment of the scholarship shall be made by the eligible nonprofit scholarship-funding organization no less frequently than on a quarterly basis.

(g) An eligible nonprofit scholarship-funding organization may use up to 3 percent of eligible contributions received during the state fiscal year in which such contributions are collected for administrative expenses if the organization has operated as an eligible nonprofit scholarship-funding organization for at least the preceding 3 fiscal years and did not have any findings of material weakness or material non-compliance in its most recent audit under s. 1002.395(6)(m). Such administrative expenses must be reasonable and necessary for the organization's management and distribution of eligible contributions under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. Up to one-third of the funds authorized for administrative expenses under this paragraph may be used for expenses related to the recruitment of contributions. An eligible nonprofit scholarship-funding organization may not charge an application fee.

(h) Moneys received pursuant to this section do not constitute taxable income to the qualified student or his or her parent.

(12) OBLIGATIONS OF THE AUDITOR GENERAL.—

(a) The Auditor General shall conduct an annual operational audit of accounts and records of each organization that participates in the program. As part of this audit, the Auditor General shall verify, at a minimum, the total number of students served and transmit that information to the department. The Auditor General shall provide the commissioner with a copy of each annual operational audit performed pursuant to this paragraph within 10 days after the audit is finalized.

(b) The Auditor General shall notify the department of any organization that fails to comply with a request for information.

(13) SCHOLARSHIP FUNDING TAX CREDITS.—

(a) A tax credit is available under s. 212.1832(1) for use by a person that makes an eligible contribution. Each eligible contribution is limited to a single payment of \$105 per motor vehicle purchased at the time of purchase of a motor vehicle or a single payment of \$105 per motor vehicle purchased at the time of registration of a motor vehicle that was not purchased from a dealer, except that a contribution may not exceed the state tax imposed under chapter 212 that would otherwise be collected

from the purchaser by a dealer, designated agent, or private tag agent. Payments of contributions shall be made to a dealer at the time of purchase of a motor vehicle or to a designated agent or private tag agent at the time of registration of a motor vehicle that was not purchased from a dealer. An eligible contribution shall be accompanied by a contribution election form provided by the Department of Revenue. The form shall include, at a minimum, the following brief description of the Hope Scholarship Program: "THE HOPE SCHOLARSHIP PROGRAM PROVIDES A PUBLIC SCHOOL STUDENT WHO WAS SUBJECTED TO AN INCIDENT OF VIOLENCE OR BULLYING AT SCHOOL THE OPPORTUNITY TO APPLY FOR A SCHOLARSHIP TO ATTEND AN ELIGIBLE PRIVATE SCHOOL RATHER THAN REMAIN IN AN UNSAFE SCHOOL ENVIRONMENT." The form shall also include, at a minimum, a section allowing the consumer to designate, from all participating scholarship funding organizations, which organization will receive his or her donation. For purposes of this subsection, the term "purchase" does not include the lease or rental of a motor vehicle.

(b) A dealer, designated agent, or private tag agent shall:

1. Provide the purchaser the contribution election form, as provided by the Department of Revenue, at the time of purchase of a motor vehicle or at the time of registration of a motor vehicle that was not purchased from a dealer.

2. Collect eligible contributions.

3. Using a form provided by the Department of Revenue, which shall include the dealer's or agent's federal employer identification number, remit to an organization no later than the date the return filed pursuant to s. 212.11 is due the total amount of contributions made to that organization and collected during the preceding reporting period. Using the same form, the dealer or agent shall also report this information to the Department of Revenue no later than the date the return filed pursuant to s. 212.11 is due.

4. Report to the Department of Revenue on each return filed pursuant to s. 212.11 the total amount of credits granted under s. 212.1832 for the preceding reporting period.

(c) An organization shall report to the Department of Revenue, on or before the 20th day of each month, the total amount of contributions received pursuant to paragraph (b) in the preceding calendar month on a form provided by the Department of Revenue. Such report shall include:

1. The federal employer identification number of each designated agent, private tag agent, or dealer who remitted contributions to the organization during that reporting period.

2. The amount of contributions received from each designated agent, private tag agent, or dealer during that reporting period.

(d) A person who, with the intent to unlawfully deprive or defraud the program of its moneys or the use or benefit thereof, fails to remit a contribution collected under this section is guilty of theft, punishable as follows:

1. If the total amount stolen is less than \$300, the offense is a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Upon a second conviction, the offender is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Upon a third or subsequent conviction, the offender is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

2. If the total amount stolen is \$300 or more, but less than \$20,000, the offense is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. If the total amount stolen is \$20,000 or more, but less than \$100,000, the offense is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

4. If the total amount stolen is \$100,000 or more, the offense is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(e) A person convicted of an offense under paragraph (d) shall be ordered by the sentencing judge to make restitution to the organization in the amount that was stolen from the program.

(f) Upon a finding that a dealer failed to remit a contribution under subparagraph (b)3. for which the dealer claimed a credit pursuant to s. 212.1832(2), the Department of Revenue shall notify the affected organizations of the dealer's name, address, federal employer identification number, and information related to differences between credits taken by the dealer pursuant to s. 212.1832(2) and amounts remitted to the eligible nonprofit scholarship-funding organization under subparagraph (b)3.

(g) Any dealer, designated agent, private tag agent, or organization that fails to timely submit reports to the Department of Revenue as required in paragraphs (b) and (c) is subject to a penalty of \$1,000 for every month, or part thereof, the report is not provided, up to a maximum amount of \$10,000. Such penalty shall be collected by the Department of Revenue and shall be transferred into the General Revenue Fund. Such penalty must be settled or compromised if it is determined by the Department of Revenue that the noncompliance is due to reasonable cause and not due to willful negligence, willful neglect, or fraud.

(14) **LIABILITY.**—The state is not liable for the award of or any use of awarded funds under this section.

(15) **SCOPE OF AUTHORITY.**—This section does not expand the regulatory authority of this state, its officers, or any school district to impose additional regulation on participating private schools beyond those reasonably necessary to enforce requirements expressly set forth in this section.

(16) **RULES.**—The State Board of Education shall adopt rules to administer this section, except the Department of Revenue shall adopt rules to administer subsection (13).

Section 17. Section 1002.411, Florida Statutes, is created to read:

1002.411 Reading scholarship accounts.—

(1) **READING SCHOLARSHIP ACCOUNTS.**—Reading scholarship accounts are established to provide educational options for students.

(2) **ELIGIBILITY.**—Contingent upon available funds, and on a first-come, first-served basis, each student in grades 3 through 5 who is enrolled in a Florida public school is eligible for a reading scholarship account if the student scored below a Level 3 on the grade 3 or grade 4 statewide, standardized English Language Arts (ELA) assessment in the prior school year. An eligible student who is classified as an English Language Learner and is enrolled in a program or receiving services that are specifically designed to meet the instructional needs of English Language Learner students shall receive priority.

(3) **PARENT AND STUDENT RESPONSIBILITIES FOR PARTICIPATION.**—

(a) For an eligible student to receive a reading scholarship account, the student's parent must:

1. Submit an application to an eligible nonprofit scholarship-funding organization by the deadline established by such organization; and

2. Submit eligible expenses to the eligible nonprofit scholarship-funding organization for reimbursement of qualifying expenditures, which may include:

a. Instructional materials.

b. Curriculum. As used in this sub-subparagraph, the term "curriculum" means a complete course of study for a particular content area or grade level, including any required supplemental materials and associated online instruction.

c. Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator's certificate pursuant to s. 1012.56; a person who holds a baccalaureate or graduate degree in the subject area; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5).

d. Fees for summer education programs designed to improve reading or literacy skills.

e. Fees for after-school education programs designed to improve reading or literacy skills.

A provider of any services receiving payments pursuant to this subparagraph may not share any moneys from the reading scholarship with, or provide a refund or rebate of any moneys from such scholarship to, the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid for using reading scholarship funds.

(b) The parent is responsible for the payment of all eligible expenses in excess of the amount in the account in accordance with the terms agreed to between the parent and any providers and may not receive any refund or rebate of any expenditures made in accordance with paragraph (a).

(4) **ADMINISTRATION.**—An eligible nonprofit scholarship-funding organization participating in the Florida Tax Credit Scholarship Program established by s. 1002.395 may establish reading scholarship accounts for eligible students in accordance with the requirements of eligible nonprofit scholarship-funding organizations under this chapter.

(5) **DEPARTMENT OBLIGATIONS.**—The department shall have the same duties imposed by this chapter upon the department regarding oversight of scholarship programs administered by an eligible nonprofit scholarship-funding organization.

(6) **SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.**—By September 30, the school district shall notify the parent of each student in grades 3 through 5 who scored below a level 3 on the statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

(7) **ACCOUNT FUNDING AND PAYMENT.**—

(a) For the 2018-2019 school year, the amount of the scholarship shall be \$500 per eligible student. Thereafter, the maximum amount granted for an eligible student shall be provided in the General Appropriations Act.

(b) One hundred percent of the funds appropriated for the reading scholarship accounts shall be released to the department at the beginning of the first quarter of each fiscal year.

(c) Upon notification from the eligible nonprofit scholarship-funding organization that a student has been determined eligible for a reading scholarship, the department shall release the student's scholarship funds to such organization to be deposited into the student's account.

(d) Accrued interest in the student's account is in addition to, and not part of, the awarded funds. Account funds include both the awarded funds and accrued interest.

(e) The eligible nonprofit scholarship-funding organization may develop a system for payment of scholarship funds by funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of payment that the department deems to be commercially viable or cost-effective. A student's scholarship award may not be reduced for debit card or electronic payment fees. Commodities or services related to the development of such a system shall be procured by competitive solicitation unless they are purchased from a state term contract pursuant to s. 287.056.

(f) Payment of the scholarship shall be made by the eligible nonprofit scholarship-funding organization no less frequently than on a quarterly basis.

(g) In addition to funds appropriated for scholarships and subject to a separate, specific legislative appropriation, an organization may receive an amount equivalent to not more than 3 percent of the amount of each scholarship from state funds for administrative expenses if the organization has operated as a nonprofit entity for at least the preceding 3 fiscal years and did not have any findings of material weakness or material noncompliance in its most recent audit under s. 1002.395. Such

administrative expenses must be reasonable and necessary for the organization's management and distribution of scholarships under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. An organization may not charge an application fee for a scholarship. Administrative expenses may not be deducted from funds appropriated for scholarships.

(h) Moneys received pursuant to this section do not constitute taxable income to the qualified student or his or her parent.

(i) A student's scholarship account must be closed and any remaining funds shall revert to the state after:

1. Denial or revocation of scholarship eligibility by the commissioner for fraud or abuse, including, but not limited to, the student or student's parent accepting any payment, refund, or rebate, in any manner, from a provider of any services received pursuant to subsection (3); or

2. Three consecutive fiscal years in which an account has been inactive.

(8) LIABILITY.—No liability shall arise on the part of the state based on the award or use of a reading scholarship account.

Section 18. Section 1002.421, Florida Statutes, is amended to read:

~~1002.421 Accountability of private schools participating in State school choice scholarship program accountability and oversight programs.—~~

~~(1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A Florida private school participating in the Florida Tax Credit Scholarship Program established pursuant to s. 1002.395 or an educational scholarship program established pursuant to this chapter must be a private school as defined in s. 1002.01(2) in this state, be registered, and be in compliance with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools, and must:~~

~~(2) A private school participating in a scholarship program must be a Florida private school as defined in s. 1002.01(2), must be registered in accordance with s. 1002.42, and must:~~

~~(a) Comply with the antidiscrimination provisions of 42 U.S.C. s. 2000d.~~

~~(b) Notify the department of its intent to participate in a scholarship program.~~

~~(c) Notify the department of any change in the school's name, school director, mailing address, or physical location within 15 days after the change.~~

~~(d) Provide to the department or scholarship-funding organization all documentation required for a student's participation, including the private school's and student's individual fee schedule, and complete student enrollment and attendance verification requirements, including use of an online attendance verification as required by the department or scholarship-funding organization form, prior to scholarship payment.~~

~~(e) Annually complete and submit to the department a notarized scholarship compliance statement certifying that all school employees and contracted personnel with direct student contact have undergone background screening pursuant to s. 943.0542 and have met the screening standards as provided in s. 435.04.~~

~~(f) Demonstrate fiscal soundness and accountability by:~~

~~1. Being in operation for at least 3 school years or obtaining a surety bond or letter of credit for the amount equal to the scholarship funds for any quarter and filing the surety bond or letter of credit with the department.~~

~~2. Requiring the parent of each scholarship student to personally restrictively endorse the scholarship warrant to the school or to approve a funds transfer before any funds are deposited for a student. The school may not act as attorney in fact for the parent of a scholarship student~~

~~under the authority of a power of attorney executed by such parent, or under any other authority, to endorse a scholarship warrant or approve a funds transfer warrants on behalf of such parent.~~

~~(g) Meet applicable state and local health, safety, and welfare laws, codes, and rules, including:~~

~~1. Firesafety.~~

~~2. Building safety.~~

~~(h) Employ or contract with teachers who hold baccalaureate or higher degrees, have at least 3 years of teaching experience in public or private schools, or have special skills, knowledge, or expertise that qualifies them to provide instruction in subjects taught.~~

~~(i) Maintain a physical location in the state at which each student has regular and direct contact with teachers.~~

~~(j) Publish on the school's website, or provide in a written format, information for parents regarding the school, including, but not limited to, programs, services, and the qualifications of classroom teachers.~~

~~(k) At a minimum, provide the parent of each scholarship student with a written explanation of the student's progress on a quarterly basis.~~

~~(l) Cooperate with a student whose parent chooses to participate in the statewide assessments pursuant to s. 1008.22.~~

~~(m)(4) Require each employee and contracted personnel with direct student contact, upon employment or engagement to provide services, to undergo a state and national background screening, pursuant to s. 943.0542, by electronically filing with the Department of Law Enforcement a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the private school, a school district, or a private company who is trained to take fingerprints and deny employment to or terminate an employee if he or she fails to meet the screening standards under s. 435.04. Results of the screening shall be provided to the participating private school. For purposes of this paragraph:~~

~~1. An "employee or contracted personnel with direct student contact" means any employee or contracted personnel who has unsupervised access to a scholarship student for whom the private school is responsible.~~

~~2. The costs of fingerprinting and the background check shall not be borne by the state.~~

~~3. Continued employment of an employee or contracted personnel after notification that he or she has failed the background screening under this paragraph shall cause a private school to be ineligible for participation in a scholarship program.~~

~~4. An employee or contracted personnel holding a valid Florida teaching certificate who has been fingerprinted pursuant to s. 1012.32 is not required to comply with the provisions of this paragraph.~~

~~5.(3)(a) All fingerprints submitted to the Department of Law Enforcement as required by this section shall be retained by the Department of Law Enforcement in a manner provided by rule and entered in the statewide automated biometric identification system authorized by s. 943.05(2)(b). Such fingerprints shall thereafter be available for all purposes and uses authorized for arrest fingerprints entered in the statewide automated biometric identification system pursuant to s. 943.051.~~

~~6.(4) The Department of Law Enforcement shall search all arrest fingerprints received under s. 943.051 against the fingerprints retained in the statewide automated biometric identification system under subparagraph 5 paragraph (a). Any arrest record that is identified with the retained fingerprints of a person subject to the background screening under this section shall be reported to the employing school with which the person is affiliated. Each private school participating in a scholarship program is required to participate in this search process by informing the Department of Law Enforcement of any change in the employment or contractual status of its personnel whose fingerprints are retained under subparagraph 5 paragraph (a). The Department of Law Enforcement shall adopt a rule setting the amount of the annual~~

fee to be imposed upon each private school for performing these searches and establishing the procedures for the retention of private school employee and contracted personnel fingerprints and the dissemination of search results. The fee may be borne by the private school or the person fingerprinted.

7.(e) Employees and contracted personnel whose fingerprints are not retained by the Department of Law Enforcement under subparagraphs 5. and 6. ~~paragraphs (a) and (b)~~ are required to be re-fingerprinted and must meet state and national background screening requirements upon reemployment or reengagement to provide services in order to comply with the requirements of this section.

8.(d) Every 5 years following employment or engagement to provide services with a private school, employees or contracted personnel required to be screened under this section must meet screening standards under s. 435.04, at which time the private school shall request the Department of Law Enforcement to forward the fingerprints to the Federal Bureau of Investigation for national processing. If the fingerprints of employees or contracted personnel are not retained by the Department of Law Enforcement under subparagraph 5. ~~paragraph (a)~~, employees and contracted personnel must electronically file a complete set of fingerprints with the Department of Law Enforcement. Upon submission of fingerprints for this purpose, the private school shall request that the Department of Law Enforcement forward the fingerprints to the Federal Bureau of Investigation for national processing, and the fingerprints shall be retained by the Department of Law Enforcement under subparagraph 5 ~~paragraph (a)~~.

~~(4) A private school that accepts scholarship students under s. 1002.29 or s. 1002.395 must:~~

~~(a) Disqualify instructional personnel and school administrators, as defined in s. 1012.01, from employment in any position that requires direct contact with students if the personnel or administrators are ineligible for such employment under s. 1012.315.~~

(n)(b) Adopt policies establishing standards of ethical conduct for instructional personnel and school administrators. The policies must require all instructional personnel and school administrators, as defined in s. 1012.01, to complete training on the standards; establish the duty of instructional personnel and school administrators to report, and procedures for reporting, alleged misconduct by other instructional personnel and school administrators which affects the health, safety, or welfare of a student; and include an explanation of the liability protections provided under ss. 39.203 and 768.095. A private school, or any of its employees, may not enter into a confidentiality agreement regarding terminated or dismissed instructional personnel or school administrators, or personnel or administrators who resign in lieu of termination, based in whole or in part on misconduct that affects the health, safety, or welfare of a student, and may not provide the instructional personnel or school administrators with employment references or discuss the personnel's or administrators' performance with prospective employers in another educational setting, without disclosing the personnel's or administrators' misconduct. Any part of an agreement or contract that has the purpose or effect of concealing misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student is void, is contrary to public policy, and may not be enforced.

(o)(e) Before employing instructional personnel or school administrators in any position that requires direct contact with students, conduct employment history checks of each of the personnel's or administrators' previous employers, screen the personnel or administrators through use of the educator screening tools described in s. 1001.10(5), and document the findings. If unable to contact a previous employer, the private school must document efforts to contact the employer.

(p) Require each owner or operator of the private school, prior to employment or engagement to provide services, to undergo level 2 background screening as provided under chapter 435. For purposes of this paragraph, the term "owner or operator" means an owner, operator, superintendent, or principal of, or a person with equivalent decision-making authority over, a private school participating in a scholarship program established pursuant to this chapter. The fingerprints for the background screening must be electronically submitted to the Department of Law Enforcement and may be taken by an authorized law enforcement agency or a private company who is trained to take finger-

prints. However, the complete set of fingerprints of an owner or operator may not be taken by the owner or operator. The owner or operator shall provide a copy of the results of the state and national criminal history check to the Department of Education. The cost of the background screening may be borne by the owner or operator.

1. Every 5 years following employment or engagement to provide services, each owner or operator must meet level 2 screening standards as described in s. 435.04, at which time the owner or operator shall request the Department of Law Enforcement to forward the fingerprints to the Federal Bureau of Investigation for level 2 screening. If the fingerprints of an owner or operator are not retained by the Department of Law Enforcement under subparagraph 2., the owner or operator must electronically file a complete set of fingerprints with the Department of Law Enforcement. Upon submission of fingerprints for this purpose, the owner or operator shall request that the Department of Law Enforcement forward the fingerprints to the Federal Bureau of Investigation for level 2 screening, and the fingerprints shall be retained by the Department of Law Enforcement under subparagraph 2.

2. Fingerprints submitted to the Department of Law Enforcement as required by this paragraph must be retained by the Department of Law Enforcement in a manner approved by rule and entered in the statewide automated biometric identification system authorized by s. 943.05(2)(b). The fingerprints must thereafter be available for all purposes and uses authorized for arrest fingerprints entered in the statewide automated biometric identification system pursuant to s. 943.051.

3. The Department of Law Enforcement shall search all arrest fingerprints received under s. 943.051 against the fingerprints retained in the statewide automated biometric identification system under subparagraph 2. Any arrest record that is identified with an owner's or operator's fingerprints must be reported to the owner or operator, who must report to the Department of Education. Any costs associated with the search shall be borne by the owner or operator.

4. An owner or operator who fails the level 2 background screening is not eligible to participate in a scholarship program under this chapter.

5. In addition to the offenses listed in s. 435.04, a person required to undergo background screening pursuant to this part or authorizing statutes may not have an arrest awaiting final disposition for, must not have been found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, and must not have been adjudicated delinquent for, and the record must not have been sealed or expunged for, any of the following offenses or any similar offense of another jurisdiction:

- a. Any authorizing statutes, if the offense was a felony.
- b. This chapter, if the offense was a felony.
- c. Section 409.920, relating to Medicaid provider fraud.
- d. Section 409.9201, relating to Medicaid fraud.
- e. Section 741.28, relating to domestic violence.
- f. Section 817.034, relating to fraudulent acts through mail, wire, radio, electromagnetic, photoelectronic, or photooptical systems.
- g. Section 817.234, relating to false and fraudulent insurance claims.
- h. Section 817.505, relating to patient brokering.
- i. Section 817.568, relating to criminal use of personal identification information.
- j. Section 817.60, relating to obtaining a credit card through fraudulent means.
- k. Section 817.61, relating to fraudulent use of credit cards, if the offense was a felony.
- l. Section 831.01, relating to forgery.
- m. Section 831.02, relating to uttering forged instruments.

n. Section 831.07, relating to forging bank bills, checks, drafts, or promissory notes.

o. Section 831.09, relating to uttering forged bank bills, checks, drafts, or promissory notes.

p. Section 831.30, relating to fraud in obtaining medicinal drugs.

q. Section 831.31, relating to the sale, manufacture, delivery, or possession with the intent to sell, manufacture, or deliver any counterfeit controlled substance, if the offense was a felony.

6. At least 30 calendar days before a transfer of ownership of a private school, the owner or operator shall notify the parent of each scholarship student.

7. The owner or operator of a private school that has been deemed ineligible to participate in a scholarship program pursuant to this chapter may not transfer ownership or management authority of the school to a relative in order to participate in a scholarship program as the same school or a new school. For purposes of this subparagraph, the term "relative" means father, mother, son, daughter, grandfather, grandmother, brother, sister, uncle, aunt, cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.

(q) Provide a report from an independent certified public accountant who performs the agreed-upon procedures developed pursuant to s. 1002.395(6)(o) if the private school receives more than \$250,000 in funds from scholarships awarded under this chapter in a state fiscal year. A private school subject to this subsection must annually submit the report by September 15 to the scholarship-funding organization that awarded the majority of the school's scholarship funds. However, a school that receives more than \$250,000 in scholarship funds only through the John M. McKay Scholarship for Students with Disabilities Program pursuant to s. 1002.39 must submit the annual report by September 15 to the department. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The department shall suspend the payment of funds under ss. 1002.39 and 1002.395 to a private school that knowingly fails to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies.

(5) If the inability of a private school fails to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (q), the commissioner may determine that the private school is ineligible section shall constitute a basis for the ineligibility of the private school to participate in a scholarship program as determined by the department.

(2) DEPARTMENT OF EDUCATION OBLIGATIONS.—

(a) The Department of Education shall:

1. Annually verify the eligibility of private schools that meet the requirements of this section, specific requirements identified within respective scholarship program laws, and other provisions of state law that apply to private schools.

2. Establish a toll-free hotline that provides parents and private schools with information on participation in the scholarship programs.

3. Establish a process by which individuals may notify the department of any violation by a parent, private school, or school district of state laws relating to program participation. If the department has reasonable cause to believe that a violation of this section or any rule adopted by the State Board of Education has occurred, it shall conduct an inquiry or make a referral to the appropriate agency for an investigation. A department inquiry is not subject to the requirements of chapter 120.

4. Require an annual, notarized, sworn compliance statement from participating private schools certifying compliance with state laws, and retain such records.

5. Coordinate with the entities conducting the health inspection for a private school to obtain copies of the inspection reports.

6. Conduct site visits to private schools entering a scholarship program for the first time. Beginning with the 2019-2020 school year, a private school is not eligible to receive scholarship payments until a satisfactory site visit has been conducted and the school is in compliance with all other requirements of this section.

7. Coordinate with the State Fire Marshal to obtain access to fire inspection reports for private schools. The authority conducting the fire safety inspection shall certify to the State Fire Marshal that the annual inspection has been completed and that the school is in full compliance. The certification shall be made electronically or by such other means as directed by the State Fire Marshal.

8. Upon the request of a participating private school authorized to administer statewide assessments, provide at no cost to the school the statewide assessments administered under s. 1008.22 and any related materials for administering the assessments. Students at a private school may be assessed using the statewide assessments if the addition of those students and the school does not cause the state to exceed its contractual caps for the number of students tested and the number of testing sites. The state shall provide the same materials and support to a private school that it provides to a public school. A private school that chooses to administer statewide assessments under s. 1008.22 shall follow the requirements set forth in ss. 1008.22 and 1008.24, rules adopted by the State Board of Education to implement those sections, and district-level testing policies established by the district school board.

(b) The department may conduct site visits to any private school participating in a scholarship program pursuant to this chapter that has received a complaint about a violation of state law or state board rule pursuant to subparagraph (a)3. or has received a notice of non-compliance or a notice of proposed action within the previous 2 years.

(c) Annually, by December 15, the department shall report to the Governor, the President of the Senate, and the Speaker of the House of Representatives its actions in implementing accountability in the scholarship programs under this section, any substantiated allegations or violations of law or rule by an eligible private school under this section, and the corrective action taken.

(3) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—The Commissioner of Education:

(a) Shall deny, suspend, or revoke a private school's participation in a scholarship program if it is determined that the private school has failed to comply with this section or exhibits a previous pattern of failure to comply. However, if the noncompliance is correctable within a reasonable amount of time, not to exceed 45 days, and if the health, safety, or welfare of the students is not threatened, the commissioner may issue a notice of noncompliance which provides the private school with a timeframe within which to provide evidence of compliance before taking action to suspend or revoke the private school's participation in the scholarship program.

(b) May deny, suspend, or revoke a private school's participation in a scholarship program if the commissioner determines that an owner or operator of the private school is operating or has operated an educational institution in this state or in another state or jurisdiction in a manner contrary to the health, safety, or welfare of the public or if the owner or operator has exhibited a previous pattern of failure to comply with this section or specific requirements identified within respective scholarship program laws. For purposes of this subsection, the term "owner or operator" has the same meaning as provided in paragraph (1)(p).

(c)1. In making such a determination, may consider factors that include, but are not limited to, acts or omissions by an owner or operator which led to a previous denial, suspension, or revocation of participation in a state or federal education scholarship program; an owner's or operator's failure to reimburse the department or scholarship-funding organization for scholarship funds improperly received or retained by a school; the imposition of a prior criminal sanction related to an owner's or operator's management or operation of an educational institution; the imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to an owner's or operator's management or operation of an edu-

cational institution; or other types of criminal proceedings in which an owner or operator was found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

2. The commissioner's determination is subject to the following:

a. If the commissioner intends to deny, suspend, or revoke a private school's participation in the scholarship program, the department shall notify the private school of such proposed action in writing by certified mail and regular mail to the private school's address of record with the department. The notification shall include the reasons for the proposed action and notice of the timelines and procedures set forth in this paragraph.

b. The private school that is adversely affected by the proposed action shall have 15 days after receipt of the notice of proposed action to file with the department's agency clerk a request for a proceeding pursuant to ss. 120.569 and 120.57. If the private school is entitled to a hearing under s. 120.57(1), the department shall forward the request to the Division of Administrative Hearings.

c. Upon receipt of a request referred pursuant to this subparagraph, the director of the Division of Administrative Hearings shall expedite the hearing and assign an administrative law judge who shall commence a hearing within 30 days after the receipt of the formal written request by the division and enter a recommended order within 30 days after the hearing or within 30 days after receipt of the hearing transcript, whichever is later. Each party shall be allowed 10 days in which to submit written exceptions to the recommended order. A final order shall be entered by the agency within 30 days after the entry of a recommended order. The provisions of this sub-subparagraph may be waived upon stipulation by all parties.

(d) May immediately suspend payment of scholarship funds if it is determined that there is probable cause to believe that there is:

1. An imminent threat to the health, safety, or welfare of the students;
2. A previous pattern of failure to comply with this section; or
3. Fraudulent activity on the part of the private school. Notwithstanding s. 1002.22, in incidents of alleged fraudulent activity pursuant to this section, the department's Office of Inspector General is authorized to release personally identifiable records or reports of students to the following persons or organizations:

a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

b. A person or entity authorized by a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g.

c. Any person, entity, or authority issuing a subpoena for law enforcement purposes when the court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed, consistent with the Family Educational Rights and Privacy Act, 20 U.S.C. s. 1232g, and 34 C.F.R. s. 99.31.

The commissioner's order suspending payment pursuant to this paragraph may be appealed pursuant to the same procedures and timelines as the notice of proposed action set forth in subparagraph (c)2.

(4)(6) The inclusion of eligible private schools within options available to Florida public school students does not expand the regulatory authority of the state, its officers, or any school district to impose any additional regulation of private schools beyond those reasonably necessary to enforce requirements expressly set forth in this section.

(5)(7) The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this section, including rules to establish a deadline for private school applications for participation and timelines for the department to conduct site visits.

Section 19. Subsection (5) of section 1002.55, Florida Statutes, is amended to read:

1002.55 School-year prekindergarten program delivered by private prekindergarten providers.—

(5)(a) Notwithstanding paragraph (3)(b), a private prekindergarten provider may not participate in the Voluntary Prekindergarten Education Program if the provider has child disciplinary policies that do not prohibit children from being subjected to discipline that is severe, humiliating, frightening, or associated with food, rest, toileting, spanking, or any other form of physical punishment as provided in s. 402.305(12).

(b) Notwithstanding any other provision of law, if a private prekindergarten provider has been cited for a class I violation, as defined by rule, the coalition may refuse to contract with the provider.

Section 20. Paragraph (c) of subsection (3) of section 1002.75, Florida Statutes, is amended to read:

1002.75 Office of Early Learning; powers and duties.—

(3) The Office of Early Learning shall adopt, in consultation with and subject to approval by the department, procedures governing the administration of the Voluntary Prekindergarten Education Program by the early learning coalitions and school districts for:

(c) Removing a private prekindergarten provider or public school from eligibility to deliver the program due to the provider's or school's remaining on probation beyond the time permitted under s. 1002.67. Notwithstanding any other provision of law, if a private prekindergarten provider has been cited for a class I violation, as defined by rule, the coalition may refuse to contract with the provider or revoke the provider's eligibility to deliver the Voluntary Prekindergarten Education Program.

Section 21. Subsection (2) of section 1002.88, Florida Statutes, is amended to read:

1002.88 School readiness program provider standards; eligibility to deliver the school readiness program.—

(2)(a) If a school readiness program provider fails or refuses to comply with this part or any contractual obligation of the statewide provider contract under s. 1002.82(2)(m), the coalition may revoke the provider's eligibility to deliver the school readiness program or receive state or federal funds under this chapter for a period of 5 years.

(b) Notwithstanding any other provision of law, if a school readiness program provider has been cited for a class I violation, as defined by rule, the coalition may refuse to contract with the provider or revoke the provider's eligibility to deliver the school readiness program.

Section 22. Subsection (4) is added to section 1003.44, Florida Statutes, to read:

1003.44 Patriotic programs; rules.—

(4) Each district school board shall adopt rules to require, in all of the schools of the district and in each building used by the district school board, the display of the state motto, "In God We Trust," designated under s. 15.0301, in a conspicuous place.

Section 23. Subsection (3) of section 1003.453, Florida Statutes, is amended to read:

1003.453 School wellness and physical education policies; nutrition guidelines.—

(3) School districts are encouraged to provide basic training in first aid, including cardiopulmonary resuscitation, for all students, beginning in grade 6 and every 2 years thereafter. *Instruction in the use of cardiopulmonary resuscitation must be based on a nationally recognized program that uses the most current evidence-based emergency cardiovascular care guidelines. The instruction must allow students to practice the psychomotor skills associated with performing cardiopulmonary resuscitation and use an automated external defibrillator when a school district has the equipment necessary to perform the instruction.* Private and public partnerships for providing training or necessary funding are encouraged.

Section 24. Section 1003.576, Florida Statutes, is amended to read:

1003.576 Individual education plans for exceptional students.—The Department of Education must develop and have an operating electronic IEP system in place for ~~potential~~ statewide use ~~no later than July 1, 2007~~. The statewide system shall be developed collaboratively with school districts and must include input from school districts currently developing or operating electronic IEP systems.

Section 25. Section 1006.061, Florida Statutes, is amended to read:

1006.061 Child abuse, abandonment, and neglect policy.—Each district school board, charter school, and private school that accepts scholarship students *who participate in a state scholarship program under chapter 1002* ~~under s. 1002.39 or s. 1002.395~~ shall:

(1) Post in a prominent place in each school a notice that, pursuant to chapter 39, all employees and agents of the district school board, charter school, or private school have an affirmative duty to report all actual or suspected cases of child abuse, abandonment, or neglect; have immunity from liability if they report such cases in good faith; and have a duty to comply with child protective investigations and all other provisions of law relating to child abuse, abandonment, and neglect. The notice shall also include the statewide toll-free telephone number of the central abuse hotline.

(2) Post in a prominent place at each school site and on each school's Internet website, if available, the policies and procedures for reporting alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student; the contact person to whom the report is made; and the penalties imposed on instructional personnel or school administrators who fail to report suspected or actual child abuse or alleged misconduct by other instructional personnel or school administrators.

(3) Require the principal of the charter school or private school, or the district school superintendent, or the superintendent's designee, at the request of the Department of Children and Families, to act as a liaison to the Department of Children and Families and the child protection team, as defined in s. 39.01, when in a case of suspected child abuse, abandonment, or neglect or an unlawful sexual offense involving a child the case is referred to such a team; except that this does not relieve or restrict the Department of Children and Families from discharging its duty and responsibility under the law to investigate and report every suspected or actual case of child abuse, abandonment, or neglect or unlawful sexual offense involving a child.

(4)(a) Post in a prominent place in a clearly visible location and public area of the school which is readily accessible to and widely used by students a sign in English and Spanish that contains:

1. The statewide toll-free telephone number of the central abuse hotline as provided in chapter 39;
2. Instructions to call 911 for emergencies; and
3. Directions for accessing the Department of Children and Families Internet website for more information on reporting abuse, neglect, and exploitation.

(b) The information in paragraph (a) must be put on at least one poster in each school, on a sheet that measures at least 11 inches by 17 inches, produced in large print, and placed at student eye level for easy viewing.

The Department of Education shall develop, and publish on the department's Internet website, sample notices suitable for posting in accordance with subsections (1), (2), and (4).

Section 26. Subsections (3) and (13) and paragraph (b) of subsection (24) of section 1007.271, Florida Statutes, are amended to read:

1007.271 Dual enrollment programs.—

(3) Student eligibility requirements for initial enrollment in college credit dual enrollment courses must include a 3.0 unweighted high school grade point average and the minimum score on a common placement test adopted by the State Board of Education which indicates that the student is ready for college-level coursework. Student eligibility

requirements for continued enrollment in college credit dual enrollment courses must include the maintenance of a 3.0 unweighted high school grade point average and the minimum postsecondary grade point average established by the postsecondary institution. Regardless of meeting student eligibility requirements for continued enrollment, a student may lose the opportunity to participate in a dual enrollment course if the student is disruptive to the learning process such that the progress of other students or the efficient administration of the course is hindered. Student eligibility requirements for initial and continued enrollment in career certificate dual enrollment courses must include a 2.0 unweighted high school grade point average. Exceptions to the required grade point averages may be granted on an individual student basis if the educational entities agree and the terms of the agreement are contained within the dual enrollment articulation agreement established pursuant to subsection (21). Florida College System institution boards of trustees may establish additional initial student eligibility requirements, which shall be included in the dual enrollment articulation agreement, to ensure student readiness for postsecondary instruction. Additional requirements included in the agreement may not arbitrarily prohibit students who have demonstrated the ability to master advanced courses from participating in dual enrollment courses *or limit the number of dual enrollment courses in which a student may enroll based solely upon enrollment by the student at an independent postsecondary institution.*

(13)(a) The dual enrollment program for a home education student, including, but not limited to, students with disabilities, consists of the enrollment of an eligible home education secondary student in a postsecondary course creditable toward an associate degree, a career certificate, or a baccalaureate degree. To participate in the dual enrollment program, an eligible home education secondary student must:

1. Provide proof of enrollment in a home education program pursuant to s. 1002.41.
2. Be responsible for his or her own ~~instructional materials and~~ transportation unless provided for in the articulation agreement.
3. Sign a home education articulation agreement pursuant to paragraph (b).

(b) Each *public* postsecondary institution eligible to participate in the dual enrollment program pursuant to s. 1011.62(1)(i) must enter into a home education articulation agreement with each home education student seeking enrollment in a dual enrollment course and the student's parent. By August 1 of each year, the eligible postsecondary institution shall complete and submit the home education articulation agreement to the Department of Education. The home education articulation agreement must include, at a minimum:

1. A delineation of courses and programs available to dually enrolled home education students. Courses and programs may be added, revised, or deleted at any time by the postsecondary institution. *Any course or program limitations may not exceed the limitations for other dually enrolled students.*
2. The initial and continued eligibility requirements for home education student participation, not to exceed those required of other dually enrolled students. *A high school grade point average may not be required for home education students who meet the minimum score on a common placement test adopted by the State Board of Education which indicates that the student is ready for college-level coursework; however, home education student eligibility requirements for continued enrollment in dual enrollment courses must include the maintenance of the minimum postsecondary grade point average established by the postsecondary institution.*

3. The student's responsibilities for providing his or her own ~~instructional materials and~~ transportation.

4. A copy of the statement on transfer guarantees developed by the Department of Education under subsection (15).

(24)

(b) Each *public* postsecondary institution eligible to participate in the dual enrollment program pursuant to s. 1011.62(1)(i) must enter into a private school articulation agreement with each eligible private

school in its geographic service area seeking to offer dual enrollment courses to its students, including, but not limited to, students with disabilities. By August 1 of each year, the eligible postsecondary institution shall complete and submit the private school articulation agreement to the Department of Education. The private school articulation agreement must include, at a minimum:

1. A delineation of courses and programs available to the private school student. The postsecondary institution may add, revise, or delete courses and programs at any time.
2. The initial and continued eligibility requirements for private school student participation, not to exceed those required of other dual enrollment students.
3. The student's responsibilities for providing his or her own instructional materials and transportation.
4. A provision clarifying that the private school will award appropriate credit toward high school completion for the postsecondary course under the dual enrollment program.
5. A provision expressing that costs associated with tuition and fees, including registration, and laboratory fees, will not be passed along to the student.
6. ~~A provision stating whether the private school will compensate the postsecondary institution for the standard tuition rate per credit hour for each dual enrollment course taken by its students.~~

Section 27. Paragraph (a) of subsection (3) and paragraph (a) of subsection (8) of section 1008.22, Florida Statutes, are amended to read:

1008.22 Student assessment program for public schools.—

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the Next Generation Sunshine State Standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the Next Generation Sunshine State Standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law. If a student does not participate in the assessment program, the school district must notify the student's parent and provide the parent with information regarding the implications of such nonparticipation. The statewide, standardized assessment program shall be designed and implemented as follows:

(a) *Statewide, standardized comprehensive assessments.*—The statewide, standardized Reading assessment shall be administered annually in grades 3 through 10. The statewide, standardized Writing assessment shall be administered annually at least once at the elementary, middle, and high school levels. When the Reading and Writing assessments are replaced by English Language Arts (ELA) assessments, ELA assessments shall be administered to students in grades 3 through 10. Retake opportunities for the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment must be provided. Students taking the ELA assessments shall not take the statewide, standardized assessments in Reading or Writing. *Reading passages and writing prompts for ELA assessments shall incorporate grade-level core curricula content from social studies be administered online.* The statewide, standardized Mathematics assessments shall be administered annually in grades 3 through 8. Students taking a revised Mathematics assessment shall not take the discontinued assessment. The statewide, standardized Science assessment shall be administered annually at least once at the elementary and middle grades levels. In order to earn a standard high school diploma, a student who has not earned a passing score on the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment must earn a passing score on the assessment retake or earn a concordant score as authorized under subsection (9).

(8) PUBLICATION OF ASSESSMENTS.—To promote transparency in the statewide assessment program, in any procurement for the ELA assessment in grades 3 through 10 and the mathematics assessment in grades 3 through 8, the Department of Education shall solicit cost proposals for publication of the state assessments on its website in accordance with this subsection.

(a) The department shall publish each assessment administered under paragraph (3)(a) and subparagraph (3)(b)1., excluding assessment retakes, at least once on a triennial basis pursuant to a schedule determined by the Commissioner of Education. Each assessment, when published, must have been administered during the most recent school year and be in a format that facilitates the sharing of assessment items.

Section 28. Paragraphs (f), (o), and (t) of subsection (1), paragraph (b) of subsection (6), and paragraphs (a), (c), and (d) of subsection (9) of section 1011.62, Florida Statutes, are amended to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:

(f) *Supplemental academic instruction allocation; ~~categorical fund.~~*—

1. There is created the *supplemental academic instruction allocation* ~~a categorical fund~~ to provide supplemental academic instruction to students in kindergarten through grade 12. ~~This paragraph may be cited as the "Supplemental Academic Instruction Categorical Fund."~~

2. *The supplemental academic instruction allocation shall be provided annually in the Florida Education Finance Program as specified in the General Appropriations Act. These funds are* ~~categorical fund~~ *is* in addition to the funds appropriated on the basis of FTE student membership in the Florida Education Finance Program and shall be included in the total potential funds of each district. *Beginning with the 2018-2019 fiscal year, These funds shall be used to provide supplemental academic instruction to students enrolled in the K-12 program.* ~~each school district that has a school earning a grade of "D" or "F" pursuant to s. 1008.34 must use that school's portion of the supplemental academic instruction allocation to implement intervention and support strategies for school improvement pursuant to s. 1008.33 and for salary incentives pursuant to s. 1012.2315(3) or salary supplements pursuant to s. 1012.22(1)(c)5.c. that are provided through a memorandum of understanding between the collective bargaining agent and the school board that addresses the selection, placement, and expectations of instructional personnel and school administrators. For all other schools, the school district's use of the supplemental academic instruction allocation one or more of the 300 lowest performing elementary schools based on the state reading assessment for the prior year shall use these funds, together with the funds provided in the district's research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who have demonstrated effectiveness in teaching reading or by a K-5 mentoring reading program that is supervised by a teacher who is effective at teaching reading. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers shall not be included in the 300 schools. The designation of the 300 lowest performing elementary schools must be based on the state reading assessment for the prior year. After this requirement has been met, supplemental instruction strategies may include, but is are not limited to, the use of a modified curriculum, reading instruction, after-school instruction, tutoring, mentoring, a reduction in class size, extended school year, intensive skills development in summer school, dropout prevention programs as defined in ss. 1003.52 and 1003.53(1)(a), (b), and (c), and other methods of improving student achievement. Supplemental academic instruction may be provided to a student in any manner and at any time~~

during or beyond the regular 180-day term identified by the school as being the most effective and efficient way to best help that student progress from grade to grade and to graduate.

3. ~~Categorical funds for supplemental academic instruction shall be provided annually in the Florida Education Finance Program as specified in the General Appropriations Act. These funds shall be provided as a supplement to the funds appropriated for the basic funding level and shall be included in the total funds of each district. The supplemental academic instruction allocation shall consist of a base amount that has a workload adjustment based on changes in unweighted FTE. In addition, districts that have elementary schools included in the 300 lowest performing schools designation shall be allocated additional funds to assist those districts in providing intensive reading instruction to students in those schools. The amount provided shall be based on each district's level of per student funding in the reading instruction allocation and the supplemental academic instruction categorical fund and on the total FTE for each of the schools. The supplemental academic instruction allocation categorical funding shall be recalculated during the fiscal year following an updated designation of the 300 lowest performing elementary schools and shall be based on actual student membership from the FTE surveys. Upon recalculation of funding for the supplemental academic instruction allocation categorical fund, if the total allocation is greater than the amount provided in the General Appropriations Act, the allocation shall be prorated to the level provided to support the appropriation, based on each district's share of the total.~~

4. ~~Effective with the 1999-2000 fiscal year, Funding on the basis of FTE membership beyond the 180-day regular term shall be provided in the FEFP only for students enrolled in juvenile justice education programs or in education programs for juveniles placed in secure facilities or programs under s. 985.19. Funding for instruction beyond the regular 180-day school year for all other K-12 students shall be provided through the supplemental academic instruction allocation and other state, federal, and local fund sources with ample flexibility for schools to provide supplemental instruction to assist students in progressing from grade to grade and graduating.~~

5. ~~The Florida State University School, as a lab school, is authorized to expend from its FEFP or Lottery Enhancement Trust Fund allocation the cost to the student of remediation in reading, writing, or mathematics for any graduate who requires remediation at a postsecondary educational institution.~~

6. ~~Beginning in the 1999-2000 school year, dropout prevention programs as defined in ss. 1003.52, 1003.53(1)(a), (b), and (c), and 1003.54 shall be included in group 1 programs under subparagraph (d) 2.~~

(o) *Calculation of additional full-time equivalent membership based on successful completion of a career-themed course pursuant to ss. 1003.491, 1003.492, and 1003.493, or courses with embedded CAPE industry certifications or CAPE Digital Tool certificates, and issuance of industry certification identified on the CAPE Industry Certification Funding List pursuant to rules adopted by the State Board of Education or CAPE Digital Tool certificates pursuant to s. 1003.4203.—*

1.a. A value of 0.025 full-time equivalent student membership shall be calculated for CAPE Digital Tool certificates earned by students in elementary and middle school grades.

b. A value of 0.1 or 0.2 full-time equivalent student membership shall be calculated for each student who completes a course as defined in s. 1003.493(1)(b) or courses with embedded CAPE industry certifications and who is issued an industry certification identified annually on the CAPE Industry Certification Funding List approved under rules adopted by the State Board of Education. A value of 0.2 full-time equivalent membership shall be calculated for each student who is issued a CAPE industry certification that has a statewide articulation agreement for college credit approved by the State Board of Education. For CAPE industry certifications that do not articulate for college credit, the Department of Education shall assign a full-time equivalent value of 0.1 for each certification. Middle grades students who earn additional FTE membership for a CAPE Digital Tool certificate pursuant to sub-subparagraph a. may not use the previously funded examination to satisfy the requirements for earning an industry certification under this sub-subparagraph. Additional FTE membership for an elementary or middle grades student may not exceed 0.1 for certi-

ficates or certifications earned within the same fiscal year. The State Board of Education shall include the assigned values on the CAPE Industry Certification Funding List under rules adopted by the state board. Such value shall be added to the total full-time equivalent student membership for grades 6 through 12 in the subsequent year. CAPE industry certifications earned through dual enrollment must be reported and funded pursuant to s. 1011.80. However, if a student earns a certification through a dual enrollment course and the certification is not a fundable certification on the postsecondary certification funding list, or the dual enrollment certification is earned as a result of an agreement between a school district and a nonpublic postsecondary institution, the bonus value shall be funded in the same manner as other non dual enrollment course industry certifications. In such cases, the school district may provide for an agreement between the high school and the technical center, or the school district and the postsecondary institution may enter into an agreement for equitable distribution of the bonus funds.

c. A value of 0.3 full-time equivalent student membership shall be calculated for student completion of the courses and the embedded certifications identified on the CAPE Industry Certification Funding List and approved by the commissioner pursuant to ss. 1003.4203(5)(a) and 1008.44.

d. A value of 0.5 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 15 to 29 college credit hours, and 1.0 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 30 or more college credit hours pursuant to CAPE Acceleration Industry Certifications approved by the commissioner pursuant to ss. 1003.4203(5)(b) and 1008.44.

2. Each district must allocate at least 80 percent of the funds provided for CAPE industry certification, in accordance with this paragraph, to the program that generated the funds. This allocation may not be used to supplant funds provided for basic operation of the program.

3. For CAPE industry certifications earned in the 2013-2014 school year and in subsequent years, the school district shall distribute to each classroom teacher who provided direct instruction toward the attainment of a CAPE industry certification that qualified for additional full-time equivalent membership under subparagraph 1.:

a. A bonus of \$25 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1.

b. A bonus of \$50 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.2.

c. A bonus of \$75 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3.

d. A bonus of \$100 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 or 1.0.

Bonuses awarded pursuant to this paragraph shall be provided to teachers who are employed by the district in the year in which the additional FTE membership calculation is included in the calculation. Bonuses shall be calculated based upon the associated weight of a CAPE industry certification on the CAPE Industry Certification Funding List for the year in which the certification is earned by the student. Any bonus awarded to a teacher pursuant to ~~under~~ this paragraph is in addition to any regular wage or other bonus the teacher received or is scheduled to receive. *A bonus may not be awarded to a teacher who fails to maintain the security of any CAPE industry certification examination or who otherwise violates the security or administration protocol of any assessment instrument that may result in a bonus being awarded to the teacher under this paragraph.*

(t) *Computation for funding through the Florida Education Finance Program.*—The State Board of Education may adopt rules establishing programs, industry certifications, and courses for which the student may earn credit toward high school graduation and the criteria under which a student's industry certification or grade may be rescinded.

(6) CATEGORICAL FUNDS.—

(b) If a district school board finds and declares in a resolution adopted at a regular meeting of the school board that the funds received for any of the following categorical appropriations are urgently needed to maintain school board specified academic classroom instruction or improve school safety, the school board may consider and approve an amendment to the school district operating budget transferring the identified amount of the categorical funds to the appropriate account for expenditure:

1. Funds for student transportation.

~~2. Funds for safe schools.~~

~~3. Funds for supplemental academic instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (4)(f).~~

2.4. Funds for research-based reading instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (9)(a).

~~3.5. Funds for instructional materials if all instructional material purchases necessary to provide updated materials that are aligned with applicable state standards and course descriptions and that meet statutory requirements of content and learning have been completed for that fiscal year, but no sooner than March 1. Funds available after March 1 may be used to purchase hardware for student instruction.~~

(9) RESEARCH-BASED READING INSTRUCTION ALLOCATION.—

(a) The research-based reading instruction allocation is created to provide comprehensive reading instruction to students in kindergarten through grade 12. Each school district that has one or more of the 300 lowest-performing elementary schools based on a 3-year average of the state reading assessment data shall give priority to using that school's portion of the allocation to provide providing an additional hour per day of intensive reading instruction beyond the normal school day for each day of the entire school year for the students in each school. ~~The designation of the 300 lowest-performing elementary schools must be based on the state reading assessment for the prior year.~~ Students enrolled in these schools who earned a ~~have~~ level 4 or level 5 score on the statewide, standardized English Language Arts assessment for the previous school year ~~scores~~ may participate in the additional hour of instruction ~~on an optional basis~~. Exceptional student education centers may not be included in the 300 schools. The intensive reading instruction delivered in this additional hour ~~and for other students~~ shall include: research-based reading instruction that has been proven to accelerate progress of students exhibiting a reading deficiency; differentiated instruction based on screening, diagnostic, progress monitoring, or student assessment data to meet students' specific reading needs; explicit and systematic reading strategies to develop phonemic awareness, phonics, fluency, vocabulary, and comprehension, with more extensive opportunities for guided practice, error correction, and feedback; and the integration of social studies, science, and mathematics-text reading, text discussion, and writing in response to reading.

(c) Funds allocated under this subsection must be used to provide a system of comprehensive reading instruction to students enrolled in the K-12 programs, which may include the following:

1. ~~The provision of~~ An additional hour per day of intensive reading instruction to students in the 300 lowest-performing elementary schools by teachers and reading specialists who have demonstrated effectiveness in teaching reading as required in paragraph (a).

2. Kindergarten through grade 5 reading intervention teachers to provide intensive intervention during the school day and in the required extra hour for students identified as having a reading deficiency.

~~3. The provision of~~ Highly qualified reading coaches to specifically support teachers in making instructional decisions based on student data, and improve teacher delivery of effective reading instruction, intervention, and reading in the content areas based on student need.

4. Professional development for school district teachers in scientifically based reading instruction, including strategies to teach reading in content areas and with an emphasis on technical and informational text, to help school district teachers earn a certification or an endorsement in reading.

~~5. The provision of~~ Summer reading camps, using only teachers or other district personnel who are certified or endorsed in reading consistent with s. 1008.25(7)(b)3., for all students in kindergarten through grade 2 who demonstrate a reading deficiency as determined by district and state assessments, and students in grades 3 through 5 who score at Level 1 on the statewide, standardized reading assessment or, upon implementation, the English Language Arts assessment.

~~6. The provision of~~ Supplemental instructional materials that are grounded in scientifically based reading research as identified by the Just Read, Florida! Office pursuant to s. 1001.215(8).

~~7. The provision of~~ Intensive interventions for students in kindergarten through grade 12 who have been identified as having a reading deficiency or who are reading below grade level as determined by the statewide, standardized English Language Arts assessment.

(d)1. Annually, by a date determined by the Department of Education but before May 1, school districts shall submit a K-12 comprehensive reading plan for the specific use of the research-based reading instruction allocation in the format prescribed by the department for review and approval by the Just Read, Florida! Office created pursuant to s. 1001.215. The plan annually submitted by school districts shall be deemed approved unless the department rejects the plan on or before June 1. If a school district and the Just Read, Florida! Office cannot reach agreement on the contents of the plan, the school district may appeal to the State Board of Education for resolution. School districts shall be allowed reasonable flexibility in designing their plans and shall be encouraged to offer reading intervention through innovative methods, including career academies. The plan format shall be developed with input from school district personnel, including teachers and principals, and shall provide for allow courses in core, career, and alternative programs that deliver intensive reading interventions remediation through integrated curricula, provided that, beginning with the 2020-2021 school year, the interventions are delivered by a teacher who is certified or endorsed in reading. Such interventions must incorporate strategies identified by the Just Read, Florida! Office pursuant to s. 1001.215(8) deemed highly qualified to teach reading or working toward that status. No later than July 1 annually, the department shall release the school district's allocation of appropriated funds to those districts having approved plans. A school district that spends 100 percent of this allocation on its approved plan shall be deemed to have been in compliance with the plan. The department may withhold funds upon a determination that reading instruction allocation funds are not being used to implement the approved plan. The department shall monitor and track the implementation of each district plan, including conducting site visits and collecting specific data on expenditures and reading improvement results. By February 1 of each year, the department shall report its findings to the Legislature.

2. Each school district that has a school designated as one of the 300 lowest-performing elementary schools as specified in paragraph (a) shall specifically delineate in the comprehensive reading plan, or in an addendum to the comprehensive reading plan, the implementation design and reading intervention strategies that will be used for the required additional hour of reading instruction. The term "reading intervention" includes evidence-based strategies frequently used to remediate reading deficiencies and also includes individual instruction, tutoring, mentoring, or the use of technology that targets specific reading skills and abilities.

Section 29. Section 1011.6202, Florida Statutes, is amended to read:

1011.6202 Principal Autonomy ~~Pilot~~ Program Initiative.—The Principal Autonomy ~~Pilot~~ Program Initiative is created within the Department of Education. The purpose of the ~~pilot~~ program is to provide a ~~the~~ highly effective principal of a participating school with increased autonomy and authority to operate his or her school, *as well as other schools*, in a way that produces significant improvements in student achievement and school management while complying with constitutional requirements. The State Board of Education may, upon approval of a principal autonomy proposal, enter into a performance contract with ~~the up to seven district school board boards~~ for participation in the ~~pilot~~ program.

(1) PARTICIPATING SCHOOL DISTRICTS.—*Beginning with the 2018-2019 school year, contingent upon available funds, and on a first-come, first-served basis, a* ~~The district school board boards in Broward, Duval, Jefferson, Madison, Palm Beach, Pinellas, and Seminole Counties~~ may submit, *no later than December 1*, to the state board for approval a principal autonomy proposal that exchanges statutory and rule exemptions for an agreement to meet performance goals established in the proposal. If approved by the state board, ~~the each of these school district is districts shall be~~ eligible to participate in the ~~pilot~~ program for 3 years. ~~At the end of the 3 years, the performance of all participating schools in the school district shall be evaluated.~~

(2) PRINCIPAL AUTONOMY PROPOSAL.—

(a) To participate in the ~~pilot~~ program, a school district must:

1. Identify three schools that received at least two school grades of “D” or “F” pursuant to s. 1008.34 during the previous 3 school years.

2. Identify three principals who have earned a highly effective rating on the prior year’s performance evaluation pursuant to s. 1012.34, one of whom shall be assigned to each of the participating schools.

3. Describe the current financial and administrative management of each participating school; identify the areas in which each school principal will have increased fiscal and administrative autonomy, including the authority and responsibilities provided in s. 1012.28(8); and identify the areas in which each participating school will continue to follow district school board fiscal and administrative policies.

4. Explain the methods used to identify the educational strengths and needs of the participating school’s students and identify how student achievement can be improved.

5. Establish performance goals for student achievement, as defined in s. 1008.34(1), and explain how the increased autonomy of principals will help participating schools improve student achievement and school management.

6. Provide each participating school’s mission and a description of its student population.

(b) The state board shall establish criteria, which must include the criteria listed in paragraph (a), for the approval of a principal autonomy proposal.

(c) A district school board must submit its principal autonomy proposal to the state board for approval by December 1 in order to begin participation in the subsequent school year. By February 28 of the school year in which the proposal is submitted, the state board shall notify the district school board in writing whether the proposal is approved.

(3) EXEMPTION FROM LAWS.—

(a) With the exception of those laws listed in paragraph (b), a participating school *or a school operated by a principal pursuant to subsection (5)* is exempt from the provisions of chapters 1000-1013 and rules of the state board that implement those exempt provisions.

(b) A participating school *or a school operated by a principal pursuant to subsection (5)* shall comply with the provisions of chapters 1000-1013, and rules of the state board that implement those provisions, pertaining to the following:

1. Those laws relating to the election and compensation of district school board members, the election or appointment and compensation of

district school superintendents, public meetings and public records requirements, financial disclosure, and conflicts of interest.

2. Those laws relating to the student assessment program and school grading system, including chapter 1008.

3. Those laws relating to the provision of services to students with disabilities.

4. Those laws relating to civil rights, including s. 1000.05, relating to discrimination.

5. Those laws relating to student health, safety, and welfare.

6. Section 1001.42(4)(f), relating to the uniform opening date for public schools.

7. Section 1003.03, governing maximum class size, except that the calculation for compliance pursuant to s. 1003.03 is the average at the school level for a participating school.

8. Sections 1012.22(1)(c) and 1012.27(2), relating to compensation and salary schedules.

9. Section 1012.33(5), relating to workforce reductions for annual contracts for instructional personnel. This subparagraph does not apply to at-will employees.

10. Section 1012.335, relating to annual contracts for instructional personnel hired on or after July 1, 2011. This subparagraph does not apply to at-will employees.

11. Section 1012.34, relating to personnel evaluation procedures and criteria.

12. Those laws pertaining to educational facilities, including chapter 1013, except that s. 1013.20, relating to covered walkways for relocatables, and s. 1013.21, relating to the use of relocatable facilities exceeding 20 years of age, are eligible for exemption.

13. Those laws pertaining to participating school districts, including this section and ss. 1011.69(2) and 1012.28(8).

(c) A school shall remain exempt, as provided in this subsection, beyond the term of the program so long as the school receives no grade lower than a “B.”

(4) PROFESSIONAL DEVELOPMENT.—Each participating school district shall require that the principal of each participating school and a designated leadership team *selected by the principal of the participating school, a three member leadership team from each participating school, and district personnel working with each participating school* complete a nationally recognized school turnaround program which focuses on improving leadership, instructional infrastructure, talent management, and differentiated support and accountability. The required personnel must enroll in the nationally recognized school turnaround program upon acceptance into the ~~pilot~~ program. ~~Each participating school district shall receive \$100,000 from the department for participation in the nationally recognized school turnaround program.~~

(5) DISTRICT INNOVATION ACADEMIES AND ZONES.—*To encourage further innovation and expand the reach of highly effective principals trained pursuant to subsection (4) district school boards may authorize these principals to manage multiple schools within a zone. A zone may include the school at which the principal is assigned, persistently low-performing schools, feeder pattern schools, or a group of schools identified by the school district. The principal may allocate resources and personnel between the schools under his or her administration.*

(6)(5) TERM OF PARTICIPATION.—The state board shall authorize a school district to participate in the ~~pilot~~ program for a period of 3 years commencing with approval of the principal autonomy proposal. ~~Authorization to participate in the pilot program may be renewed upon action of the state board.~~ The state board may revoke authorization to participate in the ~~pilot~~ program if the school district fails to meet the requirements of this section during the 3-year period.

~~(6) REPORTING.—Each participating school district shall submit an annual report to the state board. The state board shall annually report on the implementation of the Principal Autonomy Pilot Program Initiative. Upon completion of the pilot program's first 3 year term, the Commissioner of Education shall submit to the President of the Senate and the Speaker of the House of Representatives by December 1 a full evaluation of the effectiveness of the pilot program.~~

(7) FUNDING.—~~Subject to an annual appropriation, The Legislature shall provide an appropriation to the department shall fund for the costs of the pilot program to include the, including administrative costs and enrollment costs for the nationally recognized school turnaround program required in subsection (4); and an additional amount not to exceed of \$10,000 for each participating principal in each participating district as an annual salary supplement for 3 years, a fund for the principal's school to be used at the principal's discretion, or both, as determined by the district.~~ To be eligible for a salary supplement under this subsection, a participating principal must:

(a) Be rated “highly effective” as determined by the principal’s performance evaluation under s. 1012.34;

(b) Be transferred to a school that earned a grade of “F” or ~~two three~~ consecutive grades of “D” pursuant to s. 1008.34, or manage, pursuant to subsection (5), a persistently low-performing school and provided additional authority and responsibilities pursuant to s. 1012.28(8); and

(c) Have implemented a turnaround option under s. 1008.33 ~~s. 1008.33(4)~~ at a school as the school’s principal. The turnaround option must have resulted in the school improving by at least one letter grade while he or she was serving as the school’s principal.

(8) RULEMAKING.—The State Board of Education shall adopt rules to administer this section.

Section 30. Subsection (5) of section 1011.69, Florida Statutes, is amended to read:

1011.69 Equity in School-Level Funding Act.—

(5) After providing Title I, Part A, Basic funds to schools above the 75 percent poverty threshold, *which may include high schools above the 50 percent threshold as permitted by federal law*, school districts shall provide any remaining Title I, Part A, Basic funds directly to all eligible schools as provided in this subsection. For purposes of this subsection, an eligible school is a school that is eligible to receive Title I funds, including a charter school. The threshold for identifying eligible schools may not exceed the threshold established by a school district for the 2016-2017 school year or the statewide percentage of economically disadvantaged students, as determined annually.

(a) Prior to the allocation of Title I funds to eligible schools, a school district may withhold funds only as follows:

1. One percent for parent involvement, in addition to the one percent the district must reserve under federal law for allocations to eligible schools for parent involvement;

2. A necessary and reasonable amount for administration, which includes the district’s indirect cost rate, not to exceed a total of ~~10~~ 8 percent; ~~and~~

3. A reasonable and necessary amount to provide:

a. Homeless programs;

b. Delinquent and neglected programs;

c. Prekindergarten programs and activities;

d. Private school equitable services; ~~and~~

e. Transportation for foster care children to their school of origin or choice programs; ~~and-~~

4. A necessary and reasonable amount, not to exceed 1 percent, for eligible schools to provide educational services in accordance with the approved Title I plan.

(b) All remaining Title I funds shall be distributed to all eligible schools in accordance with federal law and regulation. An eligible school may use funds under this subsection to participate in discretionary educational services provided by the school district. *Any funds provided by an eligible school to participate in discretionary educational services provided by the school district are not subject to the requirements of this subsection.*

(c) *Any funds carried forward by the school district are not subject to the requirements of this subsection.*

Section 31. Subsection (2) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.—

(2) In addition to the maximum millage levy as provided in subsection (1), each school board may levy not more than 1.5 mills against the taxable value for school purposes for charter schools pursuant to s. 1013.62(1) and (3) ~~s. 1013.62(3)~~ and for district schools to fund:

(a) New construction and remodeling projects, as set forth in s. 1013.64(6)(b) ~~s. 1013.64(3)(d) and (6)(b)~~ and included in the district’s educational plant survey pursuant to s. 1013.31, without regard to prioritization, sites and site improvement or expansion to new sites, existing sites, auxiliary facilities, athletic facilities, or ancillary facilities.

(b) Maintenance, renovation, and repair of existing school plants or of leased facilities to correct deficiencies pursuant to s. 1013.15(2).

(c) The purchase, lease-purchase, or lease of school buses.

(d) The purchase, lease-purchase, or lease of new and replacement equipment; computer and device hardware and operating system software necessary for gaining access to or enhancing the use of electronic and digital instructional content and resources; and enterprise resource software applications that are classified as capital assets in accordance with definitions of the Governmental Accounting Standards Board, have a useful life of at least 5 years, and are used to support districtwide administration or state-mandated reporting requirements. Enterprise resource software may be acquired by annual license fees, maintenance fees, or lease agreements.

(e) Payments for educational facilities and sites due under a lease-purchase agreement entered into by a district school board pursuant to s. 1003.02(1)(f) or s. 1013.15(2), not exceeding, in the aggregate, an amount equal to three-fourths of the proceeds from the millage levied by a district school board pursuant to this subsection. The three-fourths limit is waived for lease-purchase agreements entered into before June 30, 2009, by a district school board pursuant to this paragraph. *If payments under lease-purchase agreements in the aggregate, including lease-purchase agreements entered into before June 30, 2009, exceed three-fourths of the proceeds from the millage levied pursuant to this subsection, the district school board may not withhold the administrative fees authorized by s. 1002.33(20) from any charter school operating in the school district.*

(f) Payment of loans approved pursuant to ss. 1011.14 and 1011.15.

(g) Payment of costs directly related to complying with state and federal environmental statutes, rules, and regulations governing school facilities.

(h) Payment of costs of leasing relocatable educational facilities, of renting or leasing educational facilities and sites pursuant to s. 1013.15(2), or of renting or leasing buildings or space within existing buildings pursuant to s. 1013.15(4).

(i) Payment of the cost of school buses when a school district contracts with a private entity to provide student transportation services if the district meets the requirements of this paragraph.

1. The district’s contract must require that the private entity purchase, lease-purchase, or lease, and operate and maintain, one or more school buses of a specific type and size that meet the requirements of s. 1006.25.

2. Each such school bus must be used for the daily transportation of public school students in the manner required by the school district.

3. Annual payment for each such school bus may not exceed 10 percent of the purchase price of the state pool bid.

4. The proposed expenditure of the funds for this purpose must have been included in the district school board's notice of proposed tax for school capital outlay as provided in s. 200.065(10).

(j) Payment of the cost of the opening day collection for the library media center of a new school.

(k) Payout of sick leave and annual leave accrued as of June 30, 2017, by individuals who are no longer employed by a school district that transfers to a charter school operator all day-to-day classroom instruction responsibility for all full-time equivalent students funded under s. 1011.62. This paragraph expires July 1, 2018.

Section 32. Subsection (4) of section 1012.2315, Florida Statutes, is amended to read:

1012.2315 Assignment of teachers.—

(4) COLLECTIVE BARGAINING.—

(a) Notwithstanding provisions of chapter 447 relating to district school board collective bargaining, collective bargaining provisions may not preclude a school district from providing incentives to high-quality teachers and assigning such teachers to low-performing schools.

(b) *Before the start of the 2019-2020 school year, each school district and the certified collective bargaining unit for instructional personnel shall negotiate a memorandum of understanding that addresses the selection, placement, and expectations of instructional personnel and provides school principals with the autonomy described in s. 1012.28(8).*

(c)1. *In addition to the provisions under s. 447.305(2), an employee organization that has been certified as the bargaining agent for a unit of instructional personnel as defined in s. 1012.01(2) must include for each such certified bargaining unit the following information in its application for renewal of registration:*

a. *The number of employees in the bargaining unit who are eligible for representation by the employee organization.*

b. *The number of employees who are represented by the employee organization, specifying the number of members who pay dues and the number of members who do not pay dues.*

2. *Notwithstanding the provisions of chapter 447 relating to collective bargaining, an employee organization whose dues paying membership is less than 50 percent of the employees eligible for representation in the unit, as identified in subparagraph 1., must petition the Public Employees Relations Commission pursuant to s. 447.307(2) and (3) for recertification as the exclusive representative of all employees in the unit within 1 month after the date on which the organization applies for renewal of registration pursuant to s. 447.305(2). The certification of an employee organization that does not comply with this paragraph is revoked.*

Section 33. Subsection (8) of section 1012.28, Florida Statutes, is amended to read:

1012.28 Public school personnel; duties of school principals.—

(8) The principal of a school participating in the Principal Autonomy Pilot Program Initiative under s. 1011.6202 has the following additional authority and responsibilities:

(a) In addition to the authority provided in subsection (6), the authority to select qualified instructional personnel for placement or to refuse to accept the placement or transfer of instructional personnel by the district school superintendent. Placement of instructional personnel at a participating school in a participating school district does not affect the employee's status as a school district employee.

(b) The authority to deploy financial resources to school programs at the principal's discretion to help improve student achievement, as de-

finied in s. 1008.34(1), and meet performance goals identified in the principal autonomy proposal submitted pursuant to s. 1011.6202.

(c) To annually provide to the district school superintendent and the district school board a budget for the operation of the participating school that identifies how funds provided pursuant to s. 1011.69(2) are allocated. ~~The school district shall include the budget in the annual report provided to the State Board of Education pursuant to s. 1011.6202(6).~~

Section 34. Section 1012.315, Florida Statutes, is amended to read:

1012.315 Disqualification from employment.—A person is ineligible for educator certification, and instructional personnel and school administrators, as defined in s. 1012.01, are ineligible for employment in any position that requires direct contact with students in a district school system, charter school, or private school that accepts scholarship students *who participate in a state scholarship program under chapter 1002* ~~under s. 1002.39 or s. 1002.395~~, if the person, instructional personnel, or school administrator has been convicted of:

(1) Any felony offense prohibited under any of the following statutes:

(a) Section 393.135, relating to sexual misconduct with certain developmentally disabled clients and reporting of such sexual misconduct.

(b) Section 394.4593, relating to sexual misconduct with certain mental health patients and reporting of such sexual misconduct.

(c) Section 415.111, relating to adult abuse, neglect, or exploitation of aged persons or disabled adults.

(d) Section 782.04, relating to murder.

(e) Section 782.07, relating to manslaughter, aggravated manslaughter of an elderly person or disabled adult, aggravated manslaughter of a child, or aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic.

(f) Section 784.021, relating to aggravated assault.

(g) Section 784.045, relating to aggravated battery.

(h) Section 784.075, relating to battery on a detention or commitment facility staff member or a juvenile probation officer.

(i) Section 787.01, relating to kidnapping.

(j) Section 787.02, relating to false imprisonment.

(k) Section 787.025, relating to luring or enticing a child.

(l) Section 787.04(2), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending custody proceedings.

(m) Section 787.04(3), relating to leading, taking, enticing, or removing a minor beyond the state limits, or concealing the location of a minor, with criminal intent pending dependency proceedings or proceedings concerning alleged abuse or neglect of a minor.

(n) Section 790.115(1), relating to exhibiting firearms or weapons at a school-sponsored event, on school property, or within 1,000 feet of a school.

(o) Section 790.115(2)(b), relating to possessing an electric weapon or device, destructive device, or other weapon at a school-sponsored event or on school property.

(p) Section 794.011, relating to sexual battery.

(q) Former s. 794.041, relating to sexual activity with or solicitation of a child by a person in familial or custodial authority.

(r) Section 794.05, relating to unlawful sexual activity with certain minors.

(s) Section 794.08, relating to female genital mutilation.

(t) Chapter 796, relating to prostitution.

- (u) Chapter 800, relating to lewdness and indecent exposure.
- (v) Section 806.01, relating to arson.
- (w) Section 810.14, relating to voyeurism.
- (x) Section 810.145, relating to video voyeurism.
- (y) Section 812.014(6), relating to coordinating the commission of theft in excess of \$3,000.
- (z) Section 812.0145, relating to theft from persons 65 years of age or older.
- (aa) Section 812.019, relating to dealing in stolen property.
- (bb) Section 812.13, relating to robbery.
- (cc) Section 812.131, relating to robbery by sudden snatching.
- (dd) Section 812.133, relating to carjacking.
- (ee) Section 812.135, relating to home-invasion robbery.
- (ff) Section 817.563, relating to fraudulent sale of controlled substances.
- (gg) Section 825.102, relating to abuse, aggravated abuse, or neglect of an elderly person or disabled adult.
- (hh) Section 825.103, relating to exploitation of an elderly person or disabled adult.
- (ii) Section 825.1025, relating to lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person.
- (jj) Section 826.04, relating to incest.
- (kk) Section 827.03, relating to child abuse, aggravated child abuse, or neglect of a child.
- (ll) Section 827.04, relating to contributing to the delinquency or dependency of a child.
- (mm) Section 827.071, relating to sexual performance by a child.
- (nn) Section 843.01, relating to resisting arrest with violence.
- (oo) Chapter 847, relating to obscenity.
- (pp) Section 874.05, relating to causing, encouraging, soliciting, or recruiting another to join a criminal street gang.
- (qq) Chapter 893, relating to drug abuse prevention and control, if the offense was a felony of the second degree or greater severity.
- (rr) Section 916.1075, relating to sexual misconduct with certain forensic clients and reporting of such sexual misconduct.
- (ss) Section 944.47, relating to introduction, removal, or possession of contraband at a correctional facility.
- (tt) Section 985.701, relating to sexual misconduct in juvenile justice programs.
- (uu) Section 985.711, relating to introduction, removal, or possession of contraband at a juvenile detention facility or commitment program.
- (2) Any misdemeanor offense prohibited under any of the following statutes:
 - (a) Section 784.03, relating to battery, if the victim of the offense was a minor.
 - (b) Section 787.025, relating to luring or enticing a child.
- (3) Any criminal act committed in another state or under federal law which, if committed in this state, constitutes an offense prohibited under any statute listed in subsection (1) or subsection (2).

(4) Any delinquent act committed in this state or any delinquent or criminal act committed in another state or under federal law which, if committed in this state, qualifies an individual for inclusion on the Registered Juvenile Sex Offender List under s. 943.0435(1)(h)1.d.

Section 35. Subsection (2) of section 1012.32, Florida Statutes, is amended to read:

1012.32 Qualifications of personnel.—

(2)(a) Instructional and noninstructional personnel who are hired or contracted to fill positions that require direct contact with students in any district school system or university lab school must, upon employment or engagement to provide services, undergo background screening as required under s. 1012.465 or s. 1012.56, whichever is applicable.

(b) Instructional and noninstructional personnel who are hired or contracted to fill positions in any charter school and members of the governing board of any charter school, in compliance with s. 1002.33(12)(g), must, upon employment, engagement of services, or appointment, undergo background screening as required under s. 1012.465 or s. 1012.56, whichever is applicable, by filing with the district school board for the school district in which the charter school is located a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the school or school district who is trained to take fingerprints.

(c) Instructional and noninstructional personnel who are hired or contracted to fill positions that require direct contact with students in an alternative school that operates under contract with a district school system must, upon employment or engagement to provide services, undergo background screening as required under s. 1012.465 or s. 1012.56, whichever is applicable, by filing with the district school board for the school district to which the alternative school is under contract a complete set of fingerprints taken by an authorized law enforcement agency or an employee of the school or school district who is trained to take fingerprints.

(d) Student teachers and persons participating in a field experience pursuant to s. 1004.04(5) or s. 1004.85 in any district school system, lab school, or charter school must, upon engagement to provide services, undergo background screening as required under s. 1012.56.

Fingerprints shall be submitted to the Department of Law Enforcement for statewide criminal and juvenile records checks and to the Federal Bureau of Investigation for federal criminal records checks. A person subject to this subsection who is found ineligible for employment under s. 1012.315, or otherwise found through background screening to have been convicted of any crime involving moral turpitude as defined by rule of the State Board of Education, shall not be employed, engaged to provide services, or serve in any position that requires direct contact with students. Probationary persons subject to this subsection terminated because of their criminal record have the right to appeal such decisions. The cost of the background screening may be borne by the district school board, the charter school, the employee, the contractor, or a person subject to this subsection. *A district school board shall reimburse a charter school the cost of background screening if it does not notify the charter school of the eligibility of a governing board members or instructional or noninstructional personnel within the earlier of 14 days after receipt of the background screening results from the Florida Department of Law Enforcement or 30 days of submission of fingerprints by the governing board member or instructional or noninstructional personnel.*

Section 36. Section 1012.562, Florida Statutes, is amended to read:

1012.562 Public accountability and state approval of school leader preparation programs.—The Department of Education shall establish a process for the approval of Level I and Level II school leader preparation programs that will enable aspiring school leaders to obtain their certificate in educational leadership under s. 1012.56. School leader preparation programs must be competency-based, aligned to the principal leadership standards adopted by the state board, and open to individuals employed by public schools, including charter schools and virtual schools. Level I programs ~~may be offered by school districts or post-secondary institutions and~~ lead to initial certification in educational leadership for the purpose of preparing individuals to serve as school administrators. Level II programs ~~may be offered by school districts,~~

build upon Level I training; and lead to renewal certification as a school principal.

(1) **PURPOSE.**—The purpose of school leader preparation programs are to:

(a) Increase the supply of effective school leaders in the public schools of this state.

(b) Produce school leaders who are prepared to lead the state's diverse student population in meeting high standards for academic achievement.

(c) Enable school leaders to facilitate the development and retention of effective and highly effective classroom teachers.

(d) Produce leaders with the competencies and skills necessary to achieve the state's education goals.

(e) Sustain the state system of school improvement and education accountability.

(2) **LEVEL I PROGRAMS.**—

(a) Initial approval of a Level I program shall be for a period of 5 years. A postsecondary institution, ~~or~~ school district, *charter school*, or *charter management organization* may submit to the department in a format prescribed by the department an application to establish a Level I school leader preparation program. To be approved, a Level I program must:

1. Provide competency-based training aligned to the principal leadership standards adopted by the State Board of Education.

2. If the program is provided by a postsecondary institution, partner with at least one school district.

3. Describe the qualifications that will be used to determine program admission standards, including a candidate's instructional expertise and leadership potential.

4. Describe how the training provided through the program will be aligned to the personnel evaluation criteria under s. 1012.34.

(b) Renewal of a Level I program's approval shall be for a period of 5 years and shall be based upon evidence of the program's continued ability to meet the requirements of paragraph (a). A postsecondary institution or school district must submit an institutional program evaluation plan in a format prescribed by the department for a Level I program to be considered for renewal. The plan must include:

1. The percentage of personnel who complete the program and are placed in school leadership positions in public schools within the state.

2. Results from the personnel evaluations required under s. 1012.34 for personnel who complete the program.

3. The passage rate of personnel who complete the program on the Florida Education Leadership Examination.

4. The impact personnel who complete the program have on student learning as measured by the formulas developed by the commissioner pursuant to s. 1012.34(7).

5. Strategies for continuous improvement of the program.

6. Strategies for involving personnel who complete the program, other school personnel, community agencies, business representatives, and other stakeholders in the program evaluation process.

7. Additional data included at the discretion of the postsecondary institution or school district.

(c) A Level I program must guarantee the high quality of personnel who complete the program for the first 2 years after program completion or the person's initial certification as a school leader, whichever occurs first. If a person who completed the program is evaluated at less than highly effective or effective under s. 1012.34 and the person's employer requests additional training, the Level I program must provide additional training at no cost to the person or his or her employer. The

training must include the creation of an individualized plan agreed to by the employer that includes specific learning outcomes. The Level I program is not responsible for the person's employment contract with his or her employer.

(3) **LEVEL II PROGRAMS.**—Initial approval and subsequent renewal of a Level II program shall be for a period of 5 years. A school district, *charter school*, or *charter management organization* may submit to the department in a format prescribed by the department an application to establish a Level II school leader preparation program or for program renewal. To be approved or renewed, a Level II program must:

(a) Demonstrate that personnel accepted into the Level II program have:

1. Obtained their certificate in educational leadership under s. 1012.56.

2. Earned a highly effective or effective designation under s. 1012.34.

3. Satisfactorily performed instructional leadership responsibilities as measured by the evaluation system in s. 1012.34.

(b) Demonstrate that the Level II program:

1. Provides competency-based training aligned to the principal leadership standards adopted by the State Board of Education.

2. Provides training aligned to the personnel evaluation criteria under s. 1012.34 and professional development program in s. 1012.986.

3. Provides individualized instruction using a customized learning plan for each person enrolled in the program that is based on data from self-assessment, selection, and appraisal instruments.

4. Conducts program evaluations and implements program improvements using input from personnel who completed the program and employers and data gathered pursuant to paragraph (2)(b).

(c) Gather and monitor the data specified in paragraph (2)(b).

(4) **RULES.**—The State Board of Education shall adopt rules to administer this section.

Section 37. Paragraph (b) of subsection (1) of section 1012.586, Florida Statutes, is amended to read:

1012.586 Additions or changes to certificates; duplicate certificates.—A school district may process via a Department of Education website certificates for the following applications of public school employees:

(1) Addition of a subject coverage or endorsement to a valid Florida certificate on the basis of the completion of the appropriate subject area testing requirements of s. 1012.56(5)(a) or the completion of the requirements of an approved school district program or the inservice components for an endorsement.

(b) By July 1, 2018, and at least once every 5 years thereafter, the department shall conduct a review of existing subject coverage or endorsement requirements in the elementary, reading, and exceptional student educational areas. The review must include reciprocity requirements for out-of-state certificates and requirements for demonstrating competency in the reading instruction professional development topics listed in s. 1012.98(4)(b)11. *The review must also consider the award of an endorsement to an individual who holds a certificate issued by an internationally recognized organization that establishes standards for providing evidence-based interventions to struggling readers or who completes a postsecondary program that is accredited by such organization. Any such certificate or program must require an individual who completes the certificate or program to demonstrate competence in reading intervention strategies through clinical experience.* At the conclusion of each review, the department shall recommend to the state board changes to the subject coverage or endorsement requirements based upon any identified instruction or intervention strategies proven to improve student reading performance. This paragraph does

not authorize the state board to establish any new certification subject coverage.

The employing school district shall charge the employee a fee not to exceed the amount charged by the Department of Education for such services. Each district school board shall retain a portion of the fee as defined in the rules of the State Board of Education. The portion sent to the department shall be used for maintenance of the technology system, the web application, and posting and mailing of the certificate.

Section 38. Paragraph (e) of subsection (1) of section 1012.796, Florida Statutes, is amended to read:

1012.796 Complaints against teachers and administrators; procedure; penalties.—

(1)

(e) If allegations arise against an employee who is certified under s. 1012.56 and employed in an educator-certificated position in any public school, charter school or governing board thereof, or private school that accepts scholarship students *who participate in a state scholarship program under chapter 1002 under s. 1002.39 or s. 1002.395*, the school shall file in writing with the department a legally sufficient complaint within 30 days after the date on which the subject matter of the complaint came to the attention of the school. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in s. 1012.795 and defined by rule of the State Board of Education. The school shall include all known information relating to the complaint with the filing of the complaint. This paragraph does not limit or restrict the power and duty of the department to investigate complaints, regardless of the school's untimely filing, or failure to file, complaints and followup reports.

Section 39. Subsection (11) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.—

(11) The department shall disseminate to the school community proven model professional development programs that have demonstrated success in increasing rigorous and relevant content, increasing student achievement and engagement, meeting identified student needs, and providing effective mentorship activities to new teachers and training to teacher mentors. The methods of dissemination must include a web-based statewide performance-support system including a database of exemplary professional development activities, a listing of available professional development resources, training programs, and available technical assistance. *Professional development resources must include sample course-at-a-glance and unit overview templates that school districts may use when developing curriculum. The templates must provide an organized structure for addressing the Florida Standards, grade-level expectations, evidence outcomes, and 21st century skills that build to students' mastery of the standards at each grade level. Each template must support teaching to greater intellectual depth and emphasize transfer and application of concepts, content, and skills. At a minimum, each template must:*

(a) *Provide course or year-long sequencing of concept-based unit overviews based on the Florida Standards.*

(b) *Describe the knowledge and vocabulary necessary for comprehension.*

(c) *Promote the instructional shifts required within the Florida Standards.*

(d) *Illustrate the interdependence of grade level expectations within and across content areas within a grade.*

Section 40. Paragraph (a) of subsection (2) of section 1013.28, Florida Statutes, is amended to read:

1013.28 Disposal of property.—

(2) TANGIBLE PERSONAL PROPERTY.—

(a) Tangible personal property that has been properly classified as surplus by a district school board or Florida College System institution

board of trustees shall be disposed of in accordance with the procedure established by chapter 274. However, the provisions of chapter 274 shall not be applicable to a motor vehicle used in driver education to which title is obtained for a token amount from an automobile dealer or manufacturer. In such cases, the disposal of the vehicle shall be as prescribed in the contractual agreement between the automotive agency or manufacturer and the board. *Tangible personal property that has been properly classified as surplus, marked for disposal, or otherwise unused by a district school board shall be provided for a charter school's use on the same basis as it is made available to other public schools in the district. A charter school receiving property from the school district may not sell or dispose of such property without the written permission of the school district.*

Section 41. Present paragraphs (a) through (d) of subsection (1) of section 1013.31, Florida Statutes, are redesignated as paragraphs (b) through (e), respectively, and a new paragraph (a) is added to that subsection, to read:

1013.31 Educational plant survey; localized need assessment; PECO project funding.—

(1) At least every 5 years, each board shall arrange for an educational plant survey, to aid in formulating plans for housing the educational program and student population, faculty, administrators, staff, and auxiliary and ancillary services of the district or campus, including consideration of the local comprehensive plan. The Department of Education shall document the need for additional career and adult education programs and the continuation of existing programs before facility construction or renovation related to career or adult education may be included in the educational plant survey of a school district or Florida College System institution that delivers career or adult education programs. Information used by the Department of Education to establish facility needs must include, but need not be limited to, labor market data, needs analysis, and information submitted by the school district or Florida College System institution.

(a) *Educational plant survey and localized need assessment for capital outlay purposes.—A district may only use funds from the following sources for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation:*

1. *The local capital outlay improvement fund, consisting of funds that come from and are a part of the district's basic operating budget;*

2. *If a board decides to build an educational, auxiliary, or ancillary facility without a survey recommendation and the taxpayers approve a bond referendum, the voted bond referendum;*

3. *One-half cent sales surtax revenue;*

4. *One cent local governmental surtax revenue;*

5. *Impact fees; and*

6. *Private gifts or donations.*

Section 42. Paragraph (e) is added to subsection (2) of section 1013.385, Florida Statutes, to read:

1013.385 School district construction flexibility.—

(2) A resolution adopted under this section may propose implementation of exceptions to requirements of the uniform statewide building code for the planning and construction of public educational and ancillary plants adopted pursuant to ss. 553.73 and 1013.37 relating to:

(e) *Any other provisions that limit the ability of a school to operate in a facility on the same basis as a charter school pursuant to s. 1002.33(18) so long as the regional planning council determines that there is sufficient shelter capacity within the school district as documented in the Statewide Emergency Shelter Plan.*

Section 43. Subsections (1), (3), and (5) of section 1013.62, Florida Statutes, are amended to read:

1013.62 Charter schools capital outlay funding.—

(1) *For the 2018-2019 fiscal year, charter school capital outlay funding shall consist of revenue resulting from the discretionary millage authorized in s. 1011.71(2) and state funds when such funds are appropriated in the 2018-2019 General Appropriations Act. Beginning in fiscal year 2019-2020, charter school capital outlay funding shall consist of state funds when such funds are appropriated in the General Appropriations Act and revenue resulting from the discretionary millage authorized in s. 1011.71(2) if the amount of state funds appropriated for charter school capital outlay in any fiscal year is less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year, and adjusted by changes in the Consumer Price Index issued by the United States Department of Labor from the previous fiscal year. Nothing in this subsection prohibits a school district from distributing to charter schools funds resulting from the discretionary millage authorized in s. 1011.71(2).*

(a) To be eligible to receive capital outlay funds, a charter school must:

- 1.a. Have been in operation for 2 or more years;
 - b. Be governed by a governing board established in the state for 2 or more years which operates both charter schools and conversion charter schools within the state;
 - c. Be an expanded feeder chain of a charter school within the same school district that is currently receiving charter school capital outlay funds;
 - d. Have been accredited by a regional accrediting association as defined by State Board of Education rule; or
 - e. Serve students in facilities that are provided by a business partner for a charter school-in-the-workplace pursuant to s. 1002.33(15)(b).
2. Have an annual audit that does not reveal any of the financial emergency conditions provided in s. 218.503(1) for the most recent fiscal year for which such audit results are available.
 3. Have satisfactory student achievement based on state accountability standards applicable to the charter school.
 4. Have received final approval from its sponsor pursuant to s. 1002.33 for operation during that fiscal year.
 5. Serve students in facilities that are not provided by the charter school's sponsor.

(b) A charter school is not eligible to receive capital outlay funds if it was created by the conversion of a public school and operates in facilities provided by the charter school's sponsor for a nominal fee, or at no charge, or if it is directly or indirectly operated by the school district.

(3) If the school board levies the discretionary millage authorized in s. 1011.71(2), and the state funds appropriated for charter school capital outlay in any fiscal year are less than the average charter school capital outlay funds per unweighted full-time equivalent student for the 2018-2019 fiscal year, multiplied by the estimated number of charter school students for the applicable fiscal year, and adjusted by changes in the Consumer Price Index issued by the United States Department of Labor from the previous fiscal year, the department shall use the following calculation methodology to determine the amount of revenue that a school district must distribute to each eligible charter school:

(a) Reduce the total discretionary millage revenue by the school district's annual debt service obligation incurred as of March 1, 2017, which has not been subsequently retired, and any amount of participation requirement pursuant to s. 1013.64(2)(a)8. that is being satisfied by revenues raised by the discretionary millage.

(b) Divide the school district's adjusted discretionary millage revenue by the district's total capital outlay full-time equivalent membership and the total number of unweighted full-time equivalent students of each eligible charter school to determine a capital outlay allocation per full-time equivalent student.

(c) Multiply the capital outlay allocation per full-time equivalent student by the total number of full-time equivalent students of each eligible charter school to determine the capital outlay allocation for each charter school.

(d) If applicable, reduce the capital outlay allocation identified in paragraph (c) by the total amount of state funds allocated to each eligible charter school in subsection (2) to determine the maximum calculated capital outlay allocation.

(e) School districts shall distribute capital outlay funds to charter schools no later than February 1 of each year, as required by this subsection, based on the amount of funds received by the district school board, ~~beginning on February 1, 2018, for the 2017-2018 fiscal year.~~ School districts shall distribute any remaining capital outlay funds, as required by this subsection, upon the receipt of such funds until the total amount calculated pursuant to this subsection is distributed.

By October 1 of each year, each school district shall certify to the department the amount of debt service and participation requirement that complies with the requirement of paragraph (a) and can be reduced from the total discretionary millage revenue. The Auditor General shall verify compliance with the requirements of paragraph (a) and s. 1011.71(2)(e) during scheduled operational audits of school districts.

(5) If a charter school is nonrenewed or terminated, any unencumbered funds and all equipment and property purchased with district public funds shall revert to the ownership of the district school board, as provided for in s. 1002.33(8)(d) and (e) ~~s. 1002.33(8)(e) and (f).~~ In the case of a charter lab school, any unencumbered funds and all equipment and property purchased with university public funds shall revert to the ownership of the state university that issued the charter. The reversion of such equipment, property, and furnishings shall focus on recoverable assets, but not on intangible or irrecoverable costs such as rental or leasing fees, normal maintenance, and limited renovations. The reversion of all property secured with public funds is subject to the complete satisfaction of all lawful liens or encumbrances. If there are additional local issues such as the shared use of facilities or partial ownership of facilities or property, these issues shall be agreed to in the charter contract prior to the expenditure of funds.

Section 44. *For the 2018-2019 fiscal year, the sum of \$13,750,000 in recurring funds from the General Revenue Fund and the sum of \$850,000 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act, except as provided in this section. Of the recurring funds, \$9,700,000 shall be used to fund reading scholarship accounts pursuant to s. 1002.411, Florida Statutes, \$300,000 shall be provided as an administrative fee pursuant to s. 1002.411(7)(g), Florida Statutes, \$2,000,000 shall be used to implement the provisions of s. 1002.40(8), Florida Statutes, \$950,000 shall be used to implement the additional oversight requirements pursuant to s. 1002.421, Florida Statutes, \$250,000 shall be used to issue a competitive grant award pursuant to s. 1002.395(9), Florida Statutes, and \$550,000 shall be used for instructional materials pursuant to s. 1007.271(13), Florida Statutes. Of the nonrecurring funds, and contingent upon HB 1279 or similar legislation in the 2018 regular session or an extension thereof becoming law, \$750,000 shall be used to fund the web-based fiscal transparency tool required pursuant to s. 1010.20(2)(c), Florida Statutes, and \$100,000 shall be used to implement the provisions of s. 1011.051(2)(b), Florida Statutes, as provided in HB 1279.*

Section 45. *For the 2017-2018 fiscal year, the sum of \$150,000 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Revenue to implement the creation of s. 212.099, Florida Statutes, by this act.*

Section 46. *The amendments made by this act to ss. 220.13, 220.1875, and 1002.395, Florida Statutes, apply to taxable years beginning on or after January 1, 2018.*

Section 47. (1) *The Department of Revenue is authorized, and all conditions are deemed to be met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering the provisions of this act.*

(2) *Notwithstanding any other provision of law, emergency rules adopted pursuant to subsection (1) are effective for 6 months after*

adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.

(3) *This section shall take effect upon this act becoming a law and shall expire January 1, 2022.*

Section 48. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; creating s. 212.099, F.S.; defining terms; authorizing eligible businesses to receive a tax credit against specified taxes; requiring eligible businesses to apply to the Department of Revenue for an allocation; specifying uses for eligible contributions; requiring the department to adopt rules; amending s. 212.1831, F.S.; modifying the calculation of the dealer's collection allowance under s. 212.12 to include certain contributions to eligible nonprofit scholarship-funding organizations; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; providing definitions; authorizing the Department of Revenue to provide a list of certain taxpayers to certain nonprofit scholarship-funding organizations; amending s. 220.13, F.S.; providing an exception to the additions to the calculation of adjusted taxable income for corporate income tax purposes; amending s. 220.1875, F.S.; providing a deadline for an eligible contribution to be made to an eligible nonprofit scholarship-funding organization; determining compliance with the requirement to pay tentative taxes under ss. 220.222 and 220.32 for tax credits under s. 1002.395; amending s. 1001.10, F.S.; revising the private schools to which the Department of Education is required to provide technical assistance and authorized staff; amending s. 1002.33, F.S.; revising the criteria for denying high-performing charter school system applications; revising the requirements for the term of a charter; revising provisions for the modification of and the nonrenewal or termination of a charter; revising the process for resolving contractual disputes; requiring a sponsor to provide specified information to the department annually; requiring the department to include the information in a specified report; amending s. 1002.331, F.S.; revising the criteria for designation as a high-performing charter school; revising the calculation used to determine facility capacity for such charter schools; revising the number of schools that can be established by a high-performing charter school; amending s. 1002.333, F.S.; providing for certain funds for the Schools of Hope Program to be carried forward for a specified number of years; amending s. 1002.37, F.S.; providing that certain students shall be given priority; requiring school districts to provide Florida Virtual School students access to certain examinations and assessments and certain information; amending s. 1002.385, F.S.; revising eligible expenditures for the Gardiner Scholarship Program; conforming provisions to changes made by the act; amending s. 1002.39, F.S.; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising the requirements for an annual report of certain student data for the Florida Tax Credit Scholarship Program; providing an application deadline for certain tax credits related to nonprofit scholarship-funding organizations; extending the carry forward period for unused tax credits from 5 years to 10 years; providing applicability of the carried forward tax credit for purposes of certain taxes; removing the requirement for a taxpayer to apply to the department for approval of a carry forward tax credit; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; providing definitions; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a school principal to investigate a report of physical violence or emotional abuse; requiring a school district to notify an eligible student's parent of the program; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements and obligations for eligible private schools; providing department obligations relating to participating

students and private schools and program requirements; providing parent and student responsibilities for initial and continued participation in the program; providing eligible nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting an eligible nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing reporting requirements for eligible nonprofit scholarship-funding organizations relating to taxpayer contributions; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing penalties; providing for the restitution of specified funds under certain circumstances; providing that the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education and the Department of Revenue to adopt rules to administer the program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1002.421, F.S.; providing private school requirements for participation in educational scholarship programs; providing background screening requirements and procedures for owners of private schools; providing that a private school is ineligible to participate in an educational scholarship program under certain circumstances; providing department obligations relating to educational scholarship programs; providing commissioner authority and responsibilities for educational scholarship programs; authorizing the commissioner to deny, suspend, or revoke a private school's participation in an educational scholarship program; amending s. 1002.55, F.S.; authorizing an early learning coalition to refuse to contract with certain private pre-kindergarten providers; amending s. 1002.75, F.S.; authorizing an early learning coalition to refuse to contract with or revoke the eligibility of certain Voluntary Prekindergarten Education Program providers; amending s. 1002.88, F.S.; authorizing an early learning coalition to refuse to contract with or revoke the eligibility of certain school readiness program providers; amending s. 1003.44, F.S.; requiring each district school board to adopt rules for the display of the official state motto in specified places; amending s. 1003.453, F.S.; revising school wellness policies; providing requirements for instruction in the use of cardiopulmonary resuscitation; amending s. 1003.576, F.S.; requiring a specified IEP system to be used statewide; deleting an obsolete date; amending s. 1006.061, F.S.; revising the applicability of certain child abuse, abandonment, and neglect provisions; amending s. 1007.271, F.S.; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; amending s. 1008.22, F.S.; requiring certain portions of the English Language Arts assessments to include social studies content; revising the format requirements for certain statewide assessments; requiring published assessment items to be in a format that meets certain criteria; amending s. 1011.62, F.S.; renaming the "supplemental academic instruction categorical fund" as the "supplemental academic instruction allocation"; requiring certain school districts to use the allocation for specified purposes; deleting an obsolete date; deleting a provision authorizing the Florida State University School to expend specified funds for certain purposes; prohibiting the award of certain bonuses to teachers who fail to maintain the security of certain examinations or violate certain protocols; authorizing the state board to adopt rules for specified purposes; conforming provisions to changes made by the act; revising the research-based reading instruction allocation; revising the criteria for establishing the 300 lowest-performing elementary schools; providing requirements for staffing summer reading camps funded through the

allocation; requiring school districts that meet specified criteria, rather than all school districts, to submit a comprehensive reading plan for specified purposes; deleting provisions for the release or withholding of funds based on a school district's comprehensive reading plan; revising a definition; requiring K-12 comprehensive reading plans to provide for intensive reading interventions that are delivered by teachers who meet certain criteria beginning with a specified school year; providing requirements for such interventions; amending s. 1011.6202, F.S.; renaming the "Principal Autonomy Pilot Program" as the "Principal Autonomy Program"; providing that any school district may apply to participate in the program; providing that a school shall retain its exemption from specified laws under specified circumstances; requiring a designated leadership team at a participating school to complete a certain turnaround program; deleting a provision providing a specified amount of funds to a participating school district that completes the turnaround program; providing requirements for such schools; providing for such schools to participate in the program; providing requirements for such participation; specifying that no school district liability arises from the management of such schools; deleting a school's authority to renew participation in the program; deleting reporting requirements; providing for funding; revising the principal eligibility criteria for a salary supplement through the program; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; providing an exception for specified funds; amending s. 1011.71, F.S.; prohibiting a school district from withholding charter school administrative fees under certain circumstances; amending s. 1012.2315, F.S.; requiring certain employee organizations to include specified information in a specified application and to petition for recertification for specified purposes; amending s. 1012.28, F.S.; conforming provisions to changes made by the act; amending s. 1012.315, F.S.; revising the applicability of certain provisions related to disqualification from employment for the conviction of specified offenses; amending s. 1012.32, F.S.; requiring a district school board to reimburse certain costs if it fails to notify a charter school of the eligibility status of certain persons; amending s. 1012.562, F.S.; authorizing charter schools and charter management organizations to offer school leader preparation programs; amending s. 1012.586, F.S.; requiring the Department of Education to consider the award of endorsements for a teaching certificate to individuals who hold specified certifications or who complete specified programs that meet certain criteria in a specified review; amending s. 1012.796, F.S.; revising the applicability of a requirement that certain private schools file specified reports with the department for certain allegations against its employees; amending s. 1012.98, F.S.; requiring professional development resources to include sample course-at-a-glance and unit overview templates; providing requirements for such templates; amending s. 1013.28, F.S.; requiring school districts to provide charter schools access to certain property on the same basis as public schools; prohibiting certain actions by a charter school without the written permission of the school district; amending s. 1013.31, F.S.; authorizing a district to use certain sources of funds for educational, auxiliary, and ancillary plant capital outlay purposes without needing a survey recommendation; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school districts; amending s. 1013.62, F.S.; revising requirements for charter school capital outlay funding; requiring each district to certify certain information to the department by October 1 each year; conforming provisions to changes made by the act; providing appropriations; providing retroactive applicability; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing an effective date.

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

Senator Thurston moved the following amendment to **Amendment 3 (734058)** which failed:

Amendment 3A (489008) (with title amendment)—Delete lines 3996-4032.

And the title is amended as follows:

Delete lines 4919-4922 and insert: circumstances; amending

The vote was:

Yeas—17

Book	Gibson	Stewart
Bracy	Montford	Taddeo
Braynon	Powell	Thurston
Campbell	Rader	Torres
Farmer	Rodriguez	Young
Gainer	Rouson	

Nays—21

Mr. President	Flores	Mayfield
Baxley	Galvano	Passidomo
Bean	Garcia	Perry
Benacquisto	Grimsley	Simmons
Bradley	Hukill	Simpson
Brandes	Hutson	Stargel
Broxson	Lee	Steube

Vote after roll call:

Yea to Nay—Gainer

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

Senator Stargel moved the following amendment to **Amendment 3 (734058)** which was adopted:

Amendment 3B (139702) (with title amendment)—Delete lines 435-436 and insert:

school year, or to be opened at a time *determined* ~~agreed to~~ by the applicant ~~and the sponsor~~. A sponsor may not refuse to receive a

And the title is amended as follows:

Between lines 4730 and 4731 insert: the charter school application and review process relating to the opening of a school; revising

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

Senator Farmer moved the following amendments to **Amendment 3 (734058)** which failed:

Amendment 3C (189308)—Delete line 755 and insert:

3. Violation of law.

Amendment 3D (156846) (with directory amendment)—Delete lines 757-787.

And the directory clause is amended as follows:

Delete line 414 and insert: present paragraph (a) of subsection (8),

Amendment 3E (234358)—Delete lines 747-748 and insert: *that one of the grounds set forth below exists by a preponderance of the evidence* ~~for any of the following grounds:~~

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

Senator Steube moved the following amendment to **Amendment 3 (734058)** which was adopted:

Amendment 3F (213912) (with title amendment)—Between lines 3148 and 3149 insert:

Section 26. Paragraphs (c), (d), and (e) of subsection (3) of section 1006.15, Florida Statutes, are amended to read:

1006.15 Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation.—

(3)

(c) An individual home education student is eligible to participate at the public school to which the student would be assigned according to district school board attendance area policies or which the student could choose to attend pursuant to s. 1002.31, or may develop an agreement to participate at a private school, in the interscholastic extracurricular activities of that school, provided the following conditions are met:

1. The home education student must meet the requirements of the home education program pursuant to s. 1002.41.

2. During the period of participation at a school, the home education student must demonstrate educational progress as required in paragraph (b) in all subjects taken in the home education program by a method of evaluation agreed upon by the parent and the school principal which may include: review of the student's work by a certified teacher chosen by the parent; grades earned through correspondence; grades earned in courses taken at a Florida College System institution, university, or trade school; standardized test scores above the 35th percentile; or any other method designated in s. 1002.41.

3. The home education student must meet the same residency requirements as other students in the school at which he or she participates.

4. The home education student must meet the same standards of acceptance, behavior, and performance as required of other students in extracurricular activities.

5. The student must register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school before ~~participation the beginning date of the season for the activity in which he or she wishes to participate~~. A home education student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

6. A student who transfers from a home education program to a public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period provided the student has a successful evaluation from the previous school year, pursuant to subparagraph 2.

7. Any public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a home education student until the student has successfully completed one grading period in home education pursuant to subparagraph 2. to become eligible to participate as a home education student.

(d) An individual charter school student pursuant to s. 1002.33 is eligible to participate at the public school to which the student would be assigned according to district school board attendance area policies or which the student could attend in any interscholastic extracurricular activity of that school, unless such activity is provided by the student's charter school, if the following conditions are met:

1. The charter school student must meet the requirements of the charter school education program as determined by the charter school governing board.

2. During the period of participation at a school, the charter school student must demonstrate educational progress as required in paragraph (b).

3. The charter school student must meet the same residency requirements as other students in the school at which he or she participates.

4. The charter school student must meet the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities.

5. The charter school student must register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school before ~~participation the beginning date of the season for the activity in which he or she wishes to participate~~. A

charter school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

6. A student who transfers from a charter school program to a traditional public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period if the student has a successful evaluation from the previous school year, pursuant to subparagraph 2.

7. Any public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a charter school student until the student has successfully completed one grading period in a charter school pursuant to subparagraph 2. to become eligible to participate as a charter school student.

(e) A student of the Florida Virtual School full-time program may participate in any interscholastic extracurricular activity at the public school to which the student would be assigned according to district school board attendance area policies or which the student could choose to attend pursuant to s. 1002.31 if the student:

1. During the period of participation in the interscholastic extracurricular activity, meets the requirements in paragraph (a).

2. Meets any additional requirements as determined by the board of trustees of the Florida Virtual School.

3. Meets the same residency requirements as other students in the school at which he or she participates.

4. Meets the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities.

5. Registers his or her intent to participate in interscholastic extracurricular activities with the school before ~~participation the beginning date of the season for the activity in which he or she wishes to participate~~. A Florida Virtual school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

And the title is amended as follows:

Delete line 4854 and insert: and neglect provisions; amending s. 1006.15, F.S.; revising requirements for participation in extracurricular student activities for certain students; amending s. 1007.271, F.S.;

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

Senator Simmons moved the following amendments to **Amendment 3 (734058)** which were adopted:

Amendment 3G (331972)—Delete lines 3585-3590 and insert: based on a 3-year average of the state reading assessment data must use the school's portion of the allocation to provide ~~shall give priority to providing~~ an additional hour per day of intensive reading instruction ~~beyond the normal school day for each day of the entire school year for the students in each school. The additional hour may be provided within the school day. The designation of the 300 lowest performing elementary~~

Amendment 3H (264370)—Delete line 3385 and insert: other methods of improving student achievement. *Each school district that has one or more of the 300 lowest-performing elementary schools based on a 3-year average of the state reading assessment data must use the school's portion of the allocation to provide an additional hour per day of intensive reading for the students in each school. The additional hour may be provided within the school day. Students enrolled in these schools who earned a level 4 or level 5 score on the statewide, standardized English Language Arts assessment for the previous school year may participate in the extra hour of instruction.* Supplemental

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

Senator Farmer moved the following amendment to **Amendment 3 (734058)** which failed:

Amendment 3I (785856) (with title amendment)—Delete lines 194-252.

And the title is amended as follows:

Delete lines 4715-4718 and insert: certain provisions;

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

Senator Mayfield moved the following amendment to **Amendment 3 (734058)** which was adopted:

Amendment 3J (295692) (with title amendment)—Before line 5 insert:

Section 1. Paragraph (b) of subsection (13) of section 121.091, Florida Statutes, is amended to read:

121.091 Benefits payable under the system.—Benefits may not be paid under this section unless the member has terminated employment as provided in s. 121.021(39)(a) or begun participation in the Deferred Retirement Option Program as provided in subsection (13), and a proper application has been filed in the manner prescribed by the department. The department may cancel an application for retirement benefits when the member or beneficiary fails to timely provide the information and documents required by this chapter and the department's rules. The department shall adopt rules establishing procedures for application for retirement benefits and for the cancellation of such application when the required information or documents are not received.

(13) DEFERRED RETIREMENT OPTION PROGRAM.—In general, and subject to this section, the Deferred Retirement Option Program, hereinafter referred to as DROP, is a program under which an eligible member of the Florida Retirement System may elect to participate, deferring receipt of retirement benefits while continuing employment with his or her Florida Retirement System employer. The deferred monthly benefits shall accrue in the Florida Retirement System on behalf of the member, plus interest compounded monthly, for the specified period of the DROP participation, as provided in paragraph (c). Upon termination of employment, the member shall receive the total DROP benefits and begin to receive the previously determined normal retirement benefits. Participation in the DROP does not guarantee employment for the specified period of DROP. Participation in DROP by an eligible member beyond the initial 60-month period as authorized in this subsection shall be on an annual contractual basis for all participants.

(b) *Participation in DROP.*—Except as provided in this paragraph, an eligible member may elect to participate in DROP for a period not to exceed a maximum of 60 calendar months.

1.a. An eligible member may elect to participate in DROP for a period not to exceed a maximum of 60 calendar months. However, members who are instructional personnel employed by the Florida School for the Deaf and the Blind and authorized by the Board of Trustees of the Florida School for the Deaf and the Blind, who are instructional personnel as defined in s. 1012.01(2)(a)-(d) in grades K-12 and authorized by the district school superintendent, or who are instructional personnel as defined in s. 1012.01(2)(a) employed by a developmental research school and authorized by the school's director, or if the school has no director, by the school's principal, may participate in DROP for up to 36 calendar months beyond the 60-month period. *Effective July 1, 2018, instructional personnel who are authorized to extend DROP participation beyond the 60-month period must have a termination date that is the last day of the last calendar month of the school year within the DROP extension granted by the employer. If, on July 1, 2018, the member's DROP participation has already been extended for the maximum 36 calendar months and the extension period concludes before the end of the school year, the member's DROP participation may be extended through the last day of the last calendar month of that school year. The employer shall notify the division of the change in termination date and the additional period of DROP participation for the affected instructional personnel.*

b. *Administrative personnel in grades K-12, as defined in s. 1012.01(3), who have a DROP termination date on or after July 1, 2018, may be authorized to extend DROP participation beyond the initial 60*

calendar month period if the administrative personnel's termination date is before the end of the school year. Such administrative personnel may have DROP participation extended until the last day of the last calendar month of the school year in which their original DROP termination date occurred if a date other than the last day of the last calendar month of the school year is designated. The employer shall notify the division of the change in termination date and the additional period of DROP participation for the affected administrative personnel.

2. Upon deciding to participate in DROP, the member shall submit, on forms required by the division:

a. A written election to participate in DROP;

b. Selection of DROP participation and termination dates that satisfy the limitations stated in paragraph (a) and subparagraph 1. The termination date must be in a binding letter of resignation to the employer establishing a deferred termination date. The member may change the termination date within the limitations of subparagraph 1., but only with the written approval of the employer;

c. A properly completed DROP application for service retirement as provided in this section; and

d. Any other information required by the division.

3. The DROP participant is a retiree under the Florida Retirement System for all purposes, except for paragraph (5)(f) and subsection (9) and ss. 112.3173, 112.363, 121.053, and 121.122. DROP participation is final and may not be canceled by the participant after the first payment is credited during the DROP participation period. However, participation in DROP does not alter the participant's employment status, and the member is not deemed retired from employment until his or her deferred resignation is effective and termination occurs as defined in s. 121.021.

4. Elected officers are eligible to participate in DROP subject to the following:

a. An elected officer who reaches normal retirement date during a term of office may defer the election to participate until the next succeeding term in that office. An elected officer who exercises this option may participate in DROP for up to 60 calendar months or no longer than the succeeding term of office, whichever is less.

b. An elected or a nonelected participant may run for a term of office while participating in DROP and, if elected, extend the DROP termination date accordingly; however, if such additional term of office exceeds the 60-month limitation established in subparagraph 1., and the officer does not resign from office within such 60-month limitation, the retirement and the participant's DROP is null and void as provided in sub-subparagraph (c)5.d.

c. An elected officer who is dually employed and elects to participate in DROP must terminate all employment relationships as provided in s. 121.021(39) for the nonelected position within the original 60-month period or maximum participation period as provided in subparagraph 1. For DROP participation ending:

(I) Before July 1, 2010, the officer may continue employment as an elected officer as provided in s. 121.053. The elected officer shall be enrolled as a renewed member in the Elected Officers' Class or the Regular Class, as provided in ss. 121.053 and 121.122, on the first day of the month after termination of employment in the nonelected position and termination of DROP. Distribution of the DROP benefits shall be made as provided in paragraph (c).

(II) On or after July 1, 2010, the officer may continue employment as an elected officer but must defer termination as provided in s. 121.053.

Section 2. *The Legislature finds that a proper and legitimate state purpose is served when employees and retirees of the state and its political subdivisions, and the dependents, survivors, and beneficiaries of such employees and retirees, are extended the basic protections afforded by governmental retirement systems. These persons must be provided benefits that are fair and adequate and that are managed, administered, and funded in an actuarially sound manner, as required by s. 14, Article X of the State Constitution and part VII of chapter 112, Florida Statutes. Therefore, the Legislature determines and declares that the amendments*

made to s. 121.091, *Florida Statutes*, by this act fulfills an important state interest.

And the title is amended as follows:

Delete line 4697 and insert: An act relating to education; amending s. 121.091, F.S.; revising limitations on the maximum length of participation in the Deferred Retirement Option Program for certain instructional personnel and administrative personnel; requiring an employer to notify the Division of Retirement of the Department of Management Services regarding any change in termination date and program participation for each affected member; providing a statement of important state interest; creating s. 212.099,

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

Senator Lee moved the following amendment to **Amendment 3 (734058)** which failed:

Amendment 3K (368248)—Delete line 4024 and insert: *paying membership is less than 40 percent of the employees*

The vote was:

Yeas—19

Book	Lee	Stewart
Bracy	Montford	Taddeo
Braynon	Powell	Thurston
Campbell	Rader	Torres
Farmer	Rodriguez	Young
Garcia	Rouson	
Gibson	Steube	

Nays—19

Mr. President	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Galvano	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	
Broxson	Mayfield	

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

Senator Mayfield moved the following amendment to **Amendment 3 (734058)** which was adopted:

Amendment 3L (168862) (with title amendment)—Between lines 4404 and 4405 insert:

Section 38. Paragraph (b) of subsection (3) of section 1012.731, *Florida Statutes*, is amended to read:

1012.731 The Florida Best and Brightest Teacher Scholarship Program.—

(3)

(b)1. In order to demonstrate eligibility for an award, an eligible classroom teacher must submit to the school district, no later than November 1, an official record of his or her qualifying assessment score and, beginning with the 2020-2021 school year, an official transcript demonstrating that he or she graduated cum laude or higher with a baccalaureate degree, if applicable. Once a classroom teacher is deemed eligible by the school district, the teacher shall remain eligible as long as he or she remains employed by the school district as a classroom teacher at the time of the award and receives an annual performance evaluation rating of highly effective pursuant to s. 1012.34 or is evaluated as highly effective based on a commissioner-approved student learning growth formula pursuant to s. 1012.34(8) for the 2019-2020 school year or thereafter.

2. A school district employee who is no longer a classroom teacher may receive an award if the employee was a classroom teacher in the prior school year, was rated highly effective, and met the requirements of this section as a classroom teacher.

And the title is amended as follows:

Between lines 4938 and 4939 insert: s. 1012.731, F.S.; extending eligibility for the Florida Best and Brightest Teacher Scholarship Program to school district employees who, in the prior school year, were classroom teachers and met certain eligibility requirements; amending

Amendment 3 (734058), as amended, was adopted.

Pursuant to Rule 4.19, **CS for HB 7055**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 1884—A bill to be entitled An act relating to military and veterans affairs; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty or state active duty; amending s. 295.21, F.S.; providing that a member of the board of directors for Florida is for Veterans, Inc., is eligible for reappointment under certain circumstances; amending s. 295.22, F.S.; revising provisions relating to receiving training grants from Florida is for Veterans, Inc.; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees; amending s. 456.024, F.S.; revising licensure eligibility requirements; providing an exemption from certain penalties; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending s. 497.140, F.S.; providing an exemption from a certain fee; amending s. 497.141, F.S.; providing an exemption from a certain fee; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive a registration fee; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending ss. 527.02 and 539.001, F.S.; waiving certain licensing fees; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain registration fees; amending s. 626.171, F.S.; revising fee waiver qualification requirements for certain applicants; amending ss. 626.732, 626.7851, 626.8311, 626.8417, and 626.927, F.S.; revising precicensure course requirements for certain applicants; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College; creating s. 683.147, F.S.; designating March 25 of each year as “Medal of Honor Day”; amending s. 1002.37, F.S.; revising the order of priority given to students seeking enrollment in the Florida Virtual School; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the State Board of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1884**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 29** was withdrawn from the

Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

On motion by Senator Broxson—

CS for HB 29—A bill to be entitled An act relating to military and veterans affairs; providing a short title; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty or state active duty; amending s. 295.21, F.S.; providing that a member of the board of directors for Florida is for Veterans, Inc., shall be eligible for reappointment under certain circumstances; amending s. 295.22, F.S.; revising provisions relating to receiving training grants from Florida is for Veterans, Inc.; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees; amending s. 456.024, F.S.; revising licensure eligibility requirements; providing an exemption from certain penalties; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending s. 497.140, F.S.; providing an exemption from a certain fee; amending s. 497.141, F.S.; providing an exemption from a certain fee; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive a registration fee; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending ss. 527.02 and 539.001, F.S.; waiving certain licensing fees; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain registration fees; amending s. 626.171, F.S.; revising fee waiver qualification requirements for certain applicants; amending ss. 626.732, 626.7851, 626.8311, 626.8417, and 626.927, F.S.; revising prelicensure course requirements for certain applicants; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College; creating s. 683.147, F.S.; designating March 25 of each year as “Medal of Honor Day”; amending s. 1002.37, F.S.; revising priority of Florida Virtual Schools; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the State Board of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees; providing an effective date.

—a companion measure, was substituted for **CS for SB 1884** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 29** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1804—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school

district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to conduct an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and district school superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a district school superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1804**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 1279** was withdrawn from the Committees on Education; and Appropriations.

On motion by Senator Stargel—

CS for CS for CS for HB 1279—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member's request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances;

providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department's website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing a contingent appropriation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1804** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 1279** was placed on the calendar of Bills on Third Reading.

By Senator Stargel—

HJR 7001—A joint resolution proposing the creation of section 19 of Article VII of the State Constitution to provide that no state tax or fee may be imposed, authorized, or raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval; providing for applicability; providing definitions; requiring any tax or fee imposed or raised under this section to be contained in a separate bill that contains no other subject.

—was read the second time by title.

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

Senator Farmer moved the following amendment which failed:

Amendment 1 (751148) (with ballot and title amendments)—Delete lines 22-53 and insert:

SECTION 19. *Supermajority vote required to impose, authorize, raise, lower, or eliminate state taxes or fees.—*

(a) **SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW STATE TAX OR FEE.** *No new state tax or fee may be imposed or authorized by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(b) **SUPERMAJORITY VOTE REQUIRED TO RAISE STATE TAXES OR FEES.** *No state tax or fee may be raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(c) **SUPERMAJORITY VOTE REQUIRED TO LOWER OR ELIMINATE STATE TAXES OR FEES.** *No state tax or fee may be lowered or eliminated by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(d) **APPLICABILITY.** *This section does not authorize the imposition of any state tax or fee otherwise prohibited by this Constitution, and does not apply to any tax or fee imposed by, or authorized to be imposed by, a county, municipality, school board, or special district.*

(e) **DEFINITIONS.** *As used in this section, the following terms shall have the following meanings:*

(1) **"Fee"** *means any charge or payment required by law, including any fee for service, fee or cost for licenses, and charge for service.*

(2) **"Lower"** *means:*

a. *To decrease or authorize a decrease in the rate of a state tax or fee imposed on a percentage or per mill basis;*

b. *To decrease or authorize a decrease in the amount of a state tax or fee imposed on a flat or fixed amount basis; or*

c. *To increase or authorize a new state tax or fee exemption or credit.*

(3) **"Raise"** *means:*

a. *To increase or authorize an increase in the rate of a state tax or fee imposed on a percentage or per mill basis;*

b. *To increase or authorize an increase in the amount of a state tax or fee imposed on a flat or fixed amount basis; or*

c. *To decrease or eliminate a state tax or fee exemption or credit.*

(f) **SINGLE-SUBJECT.** *A state tax or fee imposed, authorized, raised, lowered, or eliminated under this section must be contained in a*

And the ballot statement is amended as follows:

Delete lines 60-111 and insert: **SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, RAISE, LOWER, OR ELIMINATE STATE TAXES OR FEES.**—Prohibits the legislature from imposing, authorizing, raising, lowering, or eliminating a state tax or fee except through legislation approved by a two-thirds vote of each house of the legislature in a bill containing no other subject. This proposal does not authorize a state tax or fee otherwise prohibited by the Constitution and does not apply to fees or taxes imposed or authorized to be imposed by a county, municipality, school board, or special district.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot if a court declares the preceding statement defective and the decision of the court is not reversed:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 19

SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, RAISE, LOWER, OR ELIMINATE STATE TAXES OR FEES.—Proposing the following amendment to the State Constitution:

ARTICLE VII

FINANCE AND TAXATION

SECTION 19. *Supermajority vote required to impose, authorize, raise, lower, or eliminate state taxes or fees.—*

(a) **SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW STATE TAX OR FEE.** *No new state tax or fee may be imposed or authorized by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(b) **SUPERMAJORITY VOTE REQUIRED TO RAISE STATE TAXES OR FEES.** *No state tax or fee may be raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(c) **SUPERMAJORITY VOTE REQUIRED TO LOWER OR ELIMINATE STATE TAXES OR FEES.** *No state tax or fee may be lowered or*

eliminated by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.

(d) **APPLICABILITY.** This section does not authorize the imposition of any state tax or fee otherwise prohibited by this Constitution, and does not apply to any tax or fee imposed by, or authorized to be imposed by, a county, municipality, school board, or special district.

(e) **DEFINITIONS.** As used in this section, the following terms shall have the following meanings:

(1) “Fee” means any charge or payment required by law, including any fee for service, fee or cost for licenses, and charge for service.

(2) “Lower” means:

a. To decrease or authorize a decrease in the rate of a state tax or fee imposed on a percentage or per mill basis;

b. To decrease or authorize a decrease in the amount of a state tax or fee imposed on a flat or fixed amount basis; or

c. To increase or authorize a new state tax or fee exemption or credit.

(3) “Raise” means:

a. To increase or authorize an increase in the rate of a state tax or fee imposed on a percentage or per mill basis;

b. To increase or authorize an increase in the amount of a state tax or fee imposed on a flat or fixed amount basis; or

c. To decrease or eliminate a state tax or fee exemption or credit.

(f) **SINGLE-SUBJECT.** A state tax or fee imposed, authorized, raised, lowered, or eliminated under this section must be contained in a

And the title is amended as follows:

Delete lines 5-10 and insert: raised, lowered, or eliminated by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval; providing for applicability; providing definitions; requiring any tax or fee imposed, authorized, raised, lowered, or eliminated under this section to be contained

Pursuant to Rule 4.19, **HJR 7001** was placed on the calendar of Bills on Third Reading.

SENATOR BENACQUISTO PRESIDING

On motion by Senator Garcia—

SB 7028—A bill to be entitled An act relating to ratification of Department of Elderly Affairs rules; ratifying a specified rule relating to emergency environmental control for assisted living facilities for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7028** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

SB 7030—A bill to be entitled An act relating to ratification of Agency for Health Care Administration rules; ratifying a specified rule relating to emergency environmental control for nursing homes for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact on or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7030** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7026**, **SB 7024**, and **SB 1940** was deferred.

On motion by Senator Book—

CS for CS for SB 376—A bill to be entitled An act relating to workers’ compensation benefits for first responders; amending s. 112.1815, F.S.; providing that, under certain circumstances, posttraumatic stress disorder suffered by a first responder is an occupational disease compensable by workers’ compensation benefits; specifying the evidentiary standard for demonstrating such disorder; specifying that benefits do not require a physical injury and are not subject to certain apportionment or limitations; providing a time for notice of injury or death; providing definitions; requiring the Department of Financial Services to adopt certain rules; requiring an employing agency to provide specified mental health training; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 376** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 520—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 520**, pursuant to Rule 3.11(3), there being no objection, **HB 7059** was withdrawn from the Committees on Health Policy; Appropriations; and Rules.

On motion by Senator Young—

HB 7059—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 520** and read the second time by title.

Pursuant to Rule 4.19, **HB 7059** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

CS for CS for CS for SB 1876—A bill to be entitled An act relating to trauma services; amending ss. 318.14, 318.18, and 318.21, F.S.; re-

quiring that moneys received from specified penalties be allocated to certain trauma centers by a calculation that uses the Agency for Health Care Administration's hospital discharge data; amending s. 395.4001, F.S.; defining and redefining terms; conforming a cross-reference; amending s. 395.402, F.S.; revising legislative intent; revising the trauma service areas and provisions relating to the number and location of trauma centers; prohibiting the Department of Health from designating an existing Level II trauma center as a new pediatric trauma center or from designating an existing Level II trauma center as a Level I trauma center in a trauma service area that already has an existing Level I or pediatric trauma center; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; authorizing the council to submit certain recommendations to the department; providing for the membership of the council; requiring the council to meet no later than a specified date and to meet at least quarterly; amending s. 395.4025, F.S.; conforming provisions to changes made by the act; requiring the department to periodically prepare an analysis of the state trauma system using the agency's hospital discharge data and specified population data; specifying contents of the report; requiring the department to make available all data, formulas, methodologies, calculations, and risk adjustment tools used in preparing the data in the report; requiring the department to notify each acute care general hospital and local and regional trauma agency in a trauma service area that has an identified need for an additional trauma center that the department is accepting letters of intent; prohibiting the department from accepting a letter of intent and from approving an application for a trauma center if there is not statutory capacity for an additional trauma center; revising the department's review process for hospitals seeking designation as a trauma center; authorizing the department to approve certain applications for designation as a trauma center if specified requirements are met; providing that a hospital applicant that meets such requirements must be ready to operate in compliance with specified trauma standards by a specified date; deleting a provision authorizing the department to grant a hospital applicant an extension of time to meet certain standards and requirements; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting an applicant from operating as a provisional trauma center until the department has completed its review process and approved the application; requiring a specified review team to make onsite visits to newly operational trauma centers within a certain timeframe; requiring the department, based on recommendations from the review team, to designate a trauma center that is in compliance with specified requirements; deleting the date by which the department must select trauma centers; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards before specified dates are deemed to have met application and operational requirements; requiring the department to designate a certain provisionally approved Level II trauma center as a trauma center if certain criteria are met; prohibiting such designated trauma center from being required to cease trauma operations unless the department or a court determines that it has failed to meet certain standards; providing construction; amending ss. 395.403 and 395.4036, F.S.; conforming provisions to changes made by the act; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; amending ss. 395.401, 408.036, and 409.975, F.S.; conforming cross-references; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to study the department's licensure requirements, rules, regulations, standards, and guidelines for pediatric trauma services and compare them to those of the American College of Surgeons; requiring the office to submit a report of the findings of the study to the Governor, Legislature, and advisory council by a specified date; providing for the expiration of provisions relating to the study; providing for invalidity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1876** was placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for CS for SB 622—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; providing that a designated facility owned or operated by a public health trust and located within the boundaries of a municipality is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 381.915, F.S.; increasing the number of years that a cancer center may participate in Tier 3 of the Florida Consortium of National Cancer Institute Centers Program; increasing the number of years after qualification that a certain Tier 3 cancer center may pursue specified NCI designations; amending s. 383.313, F.S.; requiring a birth center to be federally certified and meet specified requirements to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions to remove the term “mobile surgical facility”; conforming a cross-reference; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; requiring the agency to adopt rules establishing standards for pediatric cardiac catheterization and pediatric cardiovascular surgery programs located in licensed hospitals; providing requirements for such programs; establishing minimum standards for rules for such pediatric cardiac programs; requiring hospitals with pediatric cardiac programs to participate in the clinical outcome reporting systems; revising duties and membership of the pediatric cardiac technical advisory panel; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager's license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms “emergency care hospital,” “essential access community hospital,” “inactive rural hospital bed,” and “rural primary care hospital”; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term “hospital” to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.; requiring that a license issued to a home health agency on or after a specified date specify the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the

requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption; amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; prohibiting a nurse registry from monitoring, supervising, managing, or training a certain caregiver who is an independent contractor; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider's hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term "home medical equipment"; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years; amending s. 408.036, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions relating to certificate of need requirements for specified services; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons and the American College of Cardiology for the collection of certain data for publication on the agency's website for certain purposes; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term "clinical laboratory"; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term "relative" for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term "publicly traded corporation"; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider constitutes abuse and neglect; clarifying that the agency may impose a fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency's authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms "assisted living facility" and "personal services"; amending s. 429.04, F.S.; providing additional exemptions from licensure as an

assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property used as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care; defining the term "adequate and appropriate health care"; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident's records in an investigation of resident's rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background investigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare program, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner's office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner's office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms "clinical laboratory" and "clinical laboratory examination"; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; repealing s. 641.75, F.S., relating to immunity from liability and limitation on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.802, 409.9116, 409.975, 429.19, 456.001, 456.057, 456.076, 458.307, 458.345, 459.021, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 1009.65, and 1011.52, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

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

Senator Bean moved the following amendment:

Amendment 1 (417856) (with title amendment)—Delete lines 1100-1110 and insert:

(a) *Have a pediatric cardiology clinic affiliated with a hospital licensed under this chapter.*

(b) *Have a colocated pediatric cardiac catheterization laboratory and a pediatric cardiovascular surgical program.*

(c) *Have a risk adjustment surgical procedure protocol following the guidelines established by the Society of Thoracic Surgeons.*

(d) *Have quality assurance and quality improvement processes in place to enhance clinical operation and patient satisfaction with services.*

(e) *Participate in the clinical outcome reporting systems*

And the title is amended as follows:

Delete lines 52-56 and insert: programs; providing requirements for such programs; requiring pediatric cardiac programs to participate in the clinical outcome

Senator Bean moved the following substitute amendment which was adopted:

Amendment 2 (292896) (with title amendment)—Delete lines 1100-1110 and insert:

(a) *Have a pediatric cardiology clinic affiliated with a hospital licensed under this chapter.*

(b) *Have a pediatric cardiac catheterization laboratory and a pediatric cardiovascular surgical program located in the hospital.*

(c) *Have a risk adjustment surgical procedure protocol following the guidelines established by the Society of Thoracic Surgeons.*

(d) *Have quality assurance and quality improvement processes in place to enhance clinical operation and patient satisfaction with services.*

(e) *Participate in the clinical outcome reporting systems*

And the title is amended as follows:

Delete lines 52-56 and insert: programs; providing requirements for such programs; requiring pediatric cardiac programs to participate in the clinical outcome

Pursuant to Rule 4.19, **CS for CS for SB 622**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for CS for SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to federal law; providing an exception to a prohibition against the accep-

tance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

—was read the second time by title.

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

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (864952)—Delete lines 135-393 and insert: requirements of 12 C.F.R. part 1026 ~~226~~, relating to the federal Truth-in-Lending Act, and Regulation Z of the *Bureau of Consumer Financial Protection Board of Governors of the Federal Reserve Board*. A copy of the disclosure must be provided to the drawer at the time the deferred presentment transaction is initiated.

(14) A deferred presentment provider or its affiliate may not accept or hold an undated check or a check dated on a date other than the date on which the deferred presentment provider agreed to hold the check and signed the deferred presentment transaction agreement, *except when a customer provides a new payment instrument reflecting the new outstanding transaction balance and anticipated fees upon making a payment on a deferred presentment installment transaction.*

(19) A deferred presentment provider may not enter into a deferred presentment transaction with a drawer who has an outstanding deferred presentment transaction with that provider or with any other deferred presentment provider, or with a person whose previous deferred presentment transaction with that provider or with any other provider has been terminated for less than 24 hours. The deferred presentment provider must verify such information as follows:

(a) The deferred presentment provider *must* ~~shall~~ maintain a common database and ~~shall~~ verify whether the provider or an affiliate has an outstanding deferred presentment transaction with a particular person or has terminated a transaction with that person within the previous 24 hours. *If a provider has not established a database, the provider may rely upon the written verification of the drawer as provided in subsection (20).*

(b) The deferred presentment provider *must* ~~shall~~ access the office's database established pursuant to subsection (24) ~~(29)~~ and ~~shall~~ verify whether any other deferred presentment provider has an outstanding deferred presentment transaction with a particular person or has terminated a transaction with that person within the previous 24 hours. *Before the office has implemented a database to include deferred presentment installment transactions if a provider has not established a*

~~database~~, the deferred presentment provider *must access the office's current database pursuant to this paragraph and may rely upon the written verification of the drawer as provided in subsection (20).*

(20) A deferred presentment provider *must ~~shall~~ provide the following notice in a prominent place on each deferred presentment agreement in at least 14-point type in substantially the following form and ~~must~~ obtain the signature of the drawer where indicated:*

NOTICE

1. STATE LAW PROHIBITS YOU FROM HAVING MORE THAN ONE DEFERRED PRESENTMENT AGREEMENT AT ANY ONE TIME. STATE LAW ALSO PROHIBITS YOU FROM ENTERING INTO A DEFERRED PRESENTMENT AGREEMENT WITHIN 24 HOURS AFTER TERMINATING ANY PREVIOUS DEFERRED PRESENTMENT AGREEMENT. FAILURE TO OBEY THIS LAW COULD CREATE SEVERE FINANCIAL HARDSHIP FOR YOU AND YOUR FAMILY.

YOU MUST SIGN THE FOLLOWING STATEMENT:

I DO NOT HAVE AN OUTSTANDING DEFERRED PRESENTMENT AGREEMENT WITH ANY DEFERRED PRESENTMENT PROVIDER AT THIS TIME. I HAVE NOT TERMINATED A DEFERRED PRESENTMENT AGREEMENT WITHIN THE PAST 24 HOURS.

(Signature of Drawer)

2. YOU CANNOT BE PROSECUTED IN CRIMINAL COURT FOR A CHECK WRITTEN UNDER THIS AGREEMENT, BUT ALL LEGALLY AVAILABLE CIVIL MEANS TO ENFORCE THE DEBT MAY BE PURSUED AGAINST YOU.

3. STATE LAW PROHIBITS A DEFERRED PRESENTMENT PROVIDER (THIS BUSINESS) FROM ALLOWING YOU TO "ROLL OVER" YOUR DEFERRED PRESENTMENT TRANSACTION. THIS MEANS THAT YOU CANNOT BE ASKED OR REQUIRED TO PAY AN ADDITIONAL FEE IN ORDER TO FURTHER DELAY THE DEPOSIT OR PRESENTMENT OF YOUR CHECK FOR PAYMENT.

4. *FOR DEFERRED PRESENTMENT TRANSACTIONS NOT REPAYABLE IN INSTALLMENTS:* IF YOU INFORM THE PROVIDER IN PERSON THAT YOU CANNOT COVER THE CHECK OR PAY IN FULL THE AMOUNT OWING AT THE END OF THE TERM OF THIS AGREEMENT, YOU WILL RECEIVE A GRACE PERIOD EXTENDING THE TERM OF THE AGREEMENT FOR AN ADDITIONAL 60 DAYS AFTER THE ORIGINAL TERMINATION DATE, WITHOUT ANY ADDITIONAL CHARGE. THE DEFERRED PRESENTMENT PROVIDER *MUST ~~SHALL~~ REQUIRE THAT YOU, AS A CONDITION OF OBTAINING THE GRACE PERIOD, COMPLETE CONSUMER CREDIT COUNSELING PROVIDED BY AN AGENCY INCLUDED ON THE LIST THAT WILL BE PROVIDED TO YOU BY THIS PROVIDER. YOU MAY ALSO AGREE TO COMPLY WITH AND ADHERE TO A REPAYMENT PLAN APPROVED BY THAT AGENCY. IF YOU DO NOT COMPLY WITH AND ADHERE TO A REPAYMENT PLAN APPROVED BY THAT AGENCY, WE MAY DEPOSIT OR PRESENT YOUR CHECK FOR PAYMENT AND PURSUE ALL LEGALLY AVAILABLE CIVIL MEANS TO ENFORCE THE DEBT AT THE END OF THE 60-DAY GRACE PERIOD.*

5. *FOR DEFERRED PRESENTMENT INSTALLMENT TRANSACTIONS:* IF YOU INFORM THE PROVIDER IN WRITING OR IN PERSON BY NOON [TIME ZONE] OF THE BUSINESS DAY BEFORE A SCHEDULED PAYMENT THAT YOU CANNOT PAY IN FULL THE SCHEDULED AMOUNT DUE AND OWING, YOU MAY DEFER THE SCHEDULED PAYMENT, WITHOUT ANY ADDITIONAL FEES OR CHARGES, AND THE PROVIDER MAY NOT DEFAULT THE ACCOUNT AND ACCELERATE THE FULL BALANCE. YOU MAY REQUEST ONLY ONE DEFERRED PAYMENT PER LOAN. THE DEFERRED PAYMENT WILL BE ADDED AFTER THE LAST SCHEDULED PAYMENT AND IS DUE AT AN INTERVAL NO SHORTER

THAN THE INTERVALS BETWEEN THE ORIGINALLY SCHEDULED PAYMENTS.

(21) The deferred presentment provider may not deposit or present the drawer's check if the drawer informs the provider *in writing or in person* that the drawer cannot redeem or pay in full in cash the amount due and owing the deferred presentment provider, *unless the drawer fails to comply with subsection (22) or subsection (23), as applicable.* No additional fees or penalties may be imposed on the drawer by virtue of any misrepresentation made by the drawer as to the sufficiency of funds in the drawer's account. Additional fees may not be added to the amounts due and owing to the deferred presentment provider.

(22) *For deferred presentment transactions not repayable in installments,* if, by the end of the deferment period, the drawer informs the deferred presentment provider *in writing or in person* that the drawer cannot redeem or pay in full in cash the amount due and owing the deferred presentment provider, the deferred presentment provider *must ~~shall~~ provide a grace period extending the term of the agreement for an additional 60 days after the original termination date, without any additional charge.*

(a) The provider *must ~~shall~~ require, ~~that~~ as a condition of providing a grace period, that the drawer make an appointment with a consumer credit counseling agency within 7 days after the end of the deferment period and complete the counseling by the end of the grace period.* The drawer may agree to, comply with, and adhere to a repayment plan approved by the counseling agency. If the drawer agrees to comply with and adhere to a repayment plan approved by the counseling agency, the provider must also comply with and adhere to that repayment plan. The deferred presentment provider may not deposit or present the drawer's check for payment before the end of the 60-day grace period unless the drawer fails to comply with such conditions or the drawer fails to notify the provider of such compliance. Before each deferred presentment transaction, the provider may verbally advise the drawer of the availability of the grace period consistent with the written notice in subsection (20), and may not discourage the drawer from using the grace period.

(b) At the commencement of the grace period, the deferred presentment provider *must ~~shall~~ provide the drawer:*

1. Verbal notice of the availability of the grace period consistent with the written notice in subsection (20).

2. A list of approved consumer credit counseling agencies prepared by the office. The office list *must ~~shall~~ include nonprofit consumer credit counseling agencies affiliated with the National Foundation for Credit Counseling which provide credit counseling services to state residents in person, by telephone, or through the Internet. The office list must include phone numbers for the agencies, the counties served by the agencies, and indicate the agencies that provide telephone counseling and those that provide Internet counseling. The office ~~must ~~shall~~ update the list at least once each year.~~*

3. The following notice in at least 14-point type in substantially the following form:

AS A CONDITION OF OBTAINING A GRACE PERIOD EXTENDING THE TERM OF YOUR DEFERRED PRESENTMENT AGREEMENT FOR AN ADDITIONAL 60 DAYS, UNTIL [DATE], WITHOUT ANY ADDITIONAL FEES, YOU MUST COMPLETE CONSUMER CREDIT COUNSELING PROVIDED BY AN AGENCY INCLUDED ON THE LIST THAT WILL BE PROVIDED TO YOU BY THIS PROVIDER. YOU MAY ALSO AGREE TO COMPLY WITH AND ADHERE TO A REPAYMENT PLAN APPROVED BY THE AGENCY. THE COUNSELING MAY BE IN PERSON, BY TELEPHONE, OR THROUGH THE INTERNET. YOU MUST NOTIFY US WITHIN 7 DAYS, BY [DATE], THAT YOU HAVE MADE AN APPOINTMENT WITH A CONSUMER CREDIT COUNSELING AGENCY. YOU MUST ALSO NOTIFY US WITHIN 60 DAYS, BY [DATE], THAT YOU HAVE COMPLETED THE CONSUMER CREDIT COUNSELING. WE MAY VERIFY THIS INFORMATION WITH THE AGENCY. IF YOU FAIL TO PROVIDE THE 7-DAY OR 60-DAY NOTICE, OR IF YOU HAVE NOT MADE THE APPOINTMENT OR COMPLETED THE COUNSELING WITHIN THE TIME REQUIRED, WE MAY DEPOSIT OR PRESENT YOUR CHECK FOR PAYMENT AND

PURSUE ALL LEGALLY AVAILABLE CIVIL MEANS TO ENFORCE THE DEBT.

(c) If a drawer completes an approved payment plan, the deferred presentment provider ~~must shall~~ pay one-half of the drawer's fee for the deferred presentment agreement to the consumer credit counseling agency.

(23) *For deferred presentment installment transactions, if a drawer informs the deferred presentment provider in writing or in person by noon of the business day before a scheduled payment that the drawer cannot pay in full the scheduled payment amount due and owing the provider, the deferred presentment provider must provide the drawer the opportunity to defer the scheduled payment, at no additional fee or charge, until after the last scheduled payment. The phrase "by noon" means 12:00 p.m. of the same time zone in which the deferred presentment agreement was entered into. Only one deferred payment is permitted for each deferred presentment installment transaction. The deferred payment must be due at an interval after the last scheduled payment which is no shorter than the intervals between the originally scheduled payments.*

(24)(a)(23) The office ~~must shall~~ implement a common database with real-time access through an Internet connection for deferred presentment providers, as provided in this subsection. The database must be accessible to the office and the deferred presentment providers in order to verify whether any deferred presentment transactions are outstanding for a particular person. Deferred presentment providers ~~must shall~~ submit such data before entering into each deferred presentment transaction in such format as required by rule, including the drawer's name, social security number or employment authorization alien number, address, driver license number, amount of the transaction, date of transaction, the date that the transaction is closed, and such additional information as is required by rule.

(b) *For data that must be submitted by a deferred presentment provider, the commission may by rule impose a fee of up to \$1 per transaction for deferred presentment transactions not repayable in installments, and the commission may impose a fee of up to \$1 for each full or partial 30-day period that a balance is scheduled to be outstanding for a deferred presentment installment transaction for data that must be submitted by a deferred presentment provider.*

(c) A deferred presentment provider may rely on the information contained in the database as accurate and is not subject to any administrative penalty or civil liability due to relying on inaccurate information contained in the database.

(d) A deferred presentment provider must notify the office, in a manner as prescribed by rule, within 15 business days after ceasing operations or no longer holding a license under part II or part III of this chapter. Such notification must include a reconciliation of all open transactions. If the provider fails to provide notice, the office ~~must shall~~ take action to administratively release all open and pending transactions in the database after the office becomes aware of the closure.

(e) This section does not affect the rights of the provider to enforce the contractual provisions of the deferred presentment agreements through any civil action allowed by law.

(f) The commission may adopt rules to administer this subsection and to ensure that the database is used by deferred presentment providers in accordance with this section.

(25)(24) A deferred presentment provider may not accept more than one check or authorization to initiate more than one automated clearinghouse transaction to collect on a deferred presentment transaction for a single deferred presentment transaction, *except for deferred presentment installment transactions in which such checks or authorizations represent multiple scheduled payments.*

(26) *A deferred presentment installment transaction must be fully amortizing and repayable in consecutive installments as nearly equal as mathematically practicable according to a payment schedule agreed upon by the parties with no fewer than 13 days and not more than 1 calendar month between payments, except that the first installment period may be longer than the remaining installment periods by not more than 15 days, and the first installment payment may be larger than*

the remaining installment payments by the amount of charges applicable to the extra days. In calculating charges under this subsection, when the first installment period is longer than the remaining installment periods, the

Pursuant to Rule 4.19, **CS for CS for CS for SB 920**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for CS for SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms "motor vehicle dealer," "franchised motor vehicle dealer," "independent motor vehicle dealer," and "wholesale motor vehicle dealer"; deleting the definition of "motor vehicle broker"; adding an exception to the prohibition against persons other than licensed motor vehicle dealers from advertising for sale or lease any motor vehicle belonging to another party; authorizing owners of motor vehicles titled in their names to advertise and offer motor vehicles for sale on their own behalf, provided such vehicles are acquired and sold in good faith and not for the purpose of avoiding specified requirements; prohibiting a licensed motor vehicle dealer from allowing any person other than its bona fide employee to use its motor vehicle dealer license for the purpose of acting in the capacity of or conducting motor vehicle lease transactions as a motor vehicle dealer; providing that any person acting in violation of specified licensing requirements or misrepresenting to any person his or her relationship with any motor vehicle dealer is deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring, within a specified time-frame, the Department of Highway Safety and Motor Vehicles to deliver or mail to each licensee the necessary renewal forms along with a statement that the licensee is required to complete any applicable continuing education or industry certification requirements; deleting certain continuing education and certification requirements; requiring any licensee who does not file his or her application and fees and any other requisite documents, as required by law, before the license expiration date to cease engaging in business as a motor vehicle dealer on the license expiration date; requiring applications received by the department for renewal of independent motor vehicle dealer licenses to certify that the dealer has completed continuing education before filing the renewal forms with the department, subject to certain requirements; providing requirements for continuing education and dealer schools; authorizing such schools to charge a fee for providing continuing education; requiring applications received by the department for renewal of franchised motor vehicle dealer licenses to certify that the dealer has completed certain industry certification before filing the renewal forms with the department, subject to certain requirements; providing requirements for industry certification and certain statewide industry associations of franchised motor vehicle dealers; authorizing an association to charge up to a specified fee for providing the industry certification; providing for annual adjustments to the maximum fee, beginning on a specified date; authorizing industry certification for licensees belonging to a dealership group to be accomplished by a certain designated person; defining the term "dealership group"; requiring a licensee who seeks to satisfy the certification through a dealership group to provide the department with certain evidence at the time of filing the certificate of completion; providing an effective date.

—was read the second time by title.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (922930) (with title amendment)—Delete line 203 and insert:
motor vehicle dealers licensed by the department. *A motor vehicle dealer licensed pursuant to subparagraph (1)(c)1. which, as of July 1, 2018, is wholly owned by a manufacturer licensed pursuant to s. 320.61 and whose dealer license is revoked by a court or administrative order for reasons other than voluntary termination, failure to renew, or disciplinary action may continue to advertise motor vehicles of the line-make for which the dealer was previously licensed, including demonstrating those vehicles to consumers, provided that the sale or lease of such vehicles only occurs through a licensed motor vehicle dealer.*

And the title is amended as follows:

Delete line 6 and insert: “wholesale motor vehicle dealer”; providing that certain motor vehicle dealers who have their motor vehicle dealer licenses revoked may continue to advertise and demonstrate motor vehicles under certain circumstances; deleting the

Pursuant to Rule 4.19, **CS for CS for CS for SB 616**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 590** was deferred.

On motion by Senator Book—

CS for SB 1046—A bill to be entitled An act relating to trust funds; creating s. 787.0611, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Law Enforcement; providing the funding sources for the trust fund; requiring the department to administer the fund; providing the purpose of the trust fund; authorizing the department to contract with certain entities, subject to availability of funds and appropriations; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1046** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1360**, **CS for SB 1316**, and **SB 1028** was deferred.

On motion by Senator Book—

CS for SB 382—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (299246)—Delete line 44 and insert:

(11) *That portion of I-75/S.R. 93 (03175000) between mile marker 110 and the Broward County line in Collier County is designated as “Submarine Veterans Memorial Highway.”*

(12) *The Department of Transportation is directed to erect*

Senator Book moved the following amendment:

Amendment 2 (957578)—Delete line 44 and insert:

(11) *The bridge on Peninsula Corp Drive over I-95 in Palm Beach County is designated as “Richard Jason Randolph Memorial Bridge.”*

(12) *That portion of I-75/S.R. 93 (03175000) between mile marker 110 and the Broward County line in Collier County is designated as “Submarine Veterans Memorial Highway.”*

(13) *That portion of S.R. 4 between Munson Highway and S.R. 189 in Santa Rosa and Okaloosa Counties is designated as “Senator Greg Evers Memorial Highway.”*

(14) *That portion of U.S. 90/S.R. 10 between S.R. 285 and N. 9th Street/S.R. 83 N. in Walton County is designated as “Lieutenant Ewart T. Sconiers Highway.”*

(15) *That portion of S.R. 9336/S.W. 344th Street/W. Palm Drive between S.W. 192nd Avenue/Tower Road and S.W. 177th Avenue/S. Krome Avenue in Miami-Dade County is designated as “Steve Mainster Memorial Drive.”*

(16) *Upon completion of construction, the pedestrian bridge over S.R. 390 at Kentucky Avenue and Mowat School Road in Bay County is designated as “Harold Haynes Memorial Pedestrian Bridge.”*

(17) *That portion of S.R. 109/University Boulevard between Clifton Avenue and Fort Caroline Road in Duval County is designated as “Jim Tullis Memorial Boulevard.”*

(18) *That portion of S.R. 46 between International Parkway and S.R. 431/Orange Boulevard in Seminole County is designated as “Dr. R.C. Sproul Way.”*

(19) *That portion of S.R. 190/Valparaiso Parkway between S.R. 85/Government Avenue and S.R. 397/John Sims Parkway in Okaloosa County is designated as “John B. Arnold, Jr., Memorial Highway.”*

(20) *Bridge number 570018 on S.R. 85/Eglin Parkway over Garnier Bayou in Okaloosa County is designated as “Deputies Tony Forgione and Bill Myers Memorial Bridge.”*

(21) *That portion of S.R. 85 between College Boulevard and Colonel Greg Malloy Road in Okaloosa County is designated as “SFC William Kelly Lacey Memorial Highway.”*

(22) *That portion of S.R. 414/Maitland Boulevard between Magnolia Homes Road and S.R. 434/Forest City Road in Seminole County is designated as “Deputy Matt Miller Memorial Boulevard.”*

(23) *That portion of S.R. 464/Maricamp Road between S.E. 25th Avenue and S.E. 24th Street in Marion County is designated as “Nelle W. Needham Memorial Highway.”*

(24) *Bridge numbers 150202 and 150203 on S.R. 580/Main Street in Pinellas County are designated as “Gold Star Family Memorial Bridge, dedicated to U.S. Army CPL Frank R. Gross.”*

(25) *That portion of U.S. 17-92 between Wisconsin Avenue and Saxon Boulevard in Volusia County is designated as “Amos Walter Atchley Memorial Highway.”*

(26) *That portion of S.R. 415 between Acorn Lake Road and Reed Ellis Road in Volusia County is designated as “David G. Ledgerwood Memorial Highway.”*

(27) *That portion of E. 9th Avenue between N. 13th Street and N. 14th Street in Hillsborough County is designated as “Nick Capitano Memorial Road.”*

(28) *That portion of C.R. 574/7th Avenue between N. 20th Street and 22nd Street in Hillsborough County is designated as “Gonzmart Memorial Road.”*

(29) *That portion of S.R. 583/56th Street between S.R. 574/E. Dr. Martin Luther King, Jr., Boulevard and Harney Road in Hillsborough County is designated as “Pepin Memorial Road.”*

(30) *That portion of Port Avenue between McCloskey Boulevard and Shoreline Avenue in Hillsborough County is designated as “Barkett Memorial Road.”*

(31) *That portion of N. MacDill Avenue between W. Woodlawn Avenue and S.R. 574 in Hillsborough County is designated as “Jim Holmes Memorial Road.”*

(32) *That portion of the San Juan Street Extension in Anastasia State Park between Santander Street and Anastasia Park Road in St. Johns County is designated as “Nona and Popa Road.”*

(33) *That portion of U.S. 90 between Main Avenue and Martin Luther King, Jr., Avenue in Jefferson County is designated as “Lance Corporal Clemon ‘Clyde’ Alexander Memorial Drive.”*

(34) *That portion of S.R. 115/Southside Boulevard between Geiger Road and Leahy Road in Duval County is designated as “Benolken Parkway.”*

(35) *That portion of U.S. 90 between the Shoal River Bridge and the Walton County line in Okaloosa County is designated as “Deputies Skip York and Burt Lopez Memorial Highway.”*

(36) *That portion of S.R. 19 between Lane Park Cutoff Road and U.S. 441 in Lake County is designated as "Sheriff Chris Daniels Memorial Highway."*

(37) *The Department of Transportation is directed to erect*

Senator Torres moved the following amendment to **Amendment 2 (957578)** which was adopted:

Amendment 2A (960212)—Delete line 86 and insert:

(37) *That portion of Hoagland Boulevard between Old Tampa Highway and Pershing Street in Osceola County is designated as "Officer Matthew Baxter and Sergeant Richard Sam Howard, III Boulevard."*

(38) *The Department of Transportation is directed to erect*

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

Senator Book moved the following amendment to **Amendment 2 (957578)** which was adopted:

Amendment 2B (835006)—Delete line 86 and insert:

(37) *That portion of Bruce B. Downs Boulevard between Cypress Preserve Drive and Amberly Drive in Hillsborough County is designated as "Stevie LaDue Giving Hope Highway."*

(38) *The Department of Transportation is directed to erect*

Amendment 2 (957578), as amended, was adopted.

Senator Garcia moved the following amendment which was adopted:

Amendment 3 (470640)—Delete line 44 and insert:

(11) *That portion of E. 4th Avenue between 21st Street and 25th Street in Miami-Dade County is designated as "John J. Brunetti, Sr., Avenue."*

(12) *The Department of Transportation is directed to erect*

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

Senator Montford moved the following amendments which were adopted:

Amendment 4 (939000)—Delete line 44 and insert:

(11) *That portion of State Road 371/373/Orange Avenue between State Road 263/Capital Circle Southwest and State Road 61/Monroe Street in Leon County is designated as "CK Steele Memorial Highway."*

(12) *The Department of Transportation is directed to erect*

Amendment 5 (722874) (with title amendment)—Between lines 46 and 47 insert:

Section 2. Subsection (35) of section 1 of chapter 2017-193, Laws of Florida, is amended to read:

Section 1. Transportation facility designations; Department of Transportation to erect suitable markers.—

(35) *Notwithstanding s. 334.071(3), that portion of U.S. 1 between Broward Boulevard and Sunrise Boulevard, in Broward County, is designated as "The Hope and Healing Highway."*

And the title is amended as follows:

Delete line 6 and insert: to erect suitable markers; amending chapter 2017-193, Laws of Florida; providing for "The Hope and Healing Highway" designation, notwithstanding a specified provision; providing an effective

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

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

CS for SB 992—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising requirements relating to the operation of water storage and use for Phase I and Phase II of the C-51 reservoir project if state funds are appropriated for such phases; authorizing the South Florida Water Management District to enter into certain capacity allocation agreements and to request a waiver for repayment of certain loans; authorizing the Department of Environmental Protection to waive such loan repayment under certain conditions; specifying that the district is not responsible for repayment of such waived loans; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 992** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford, by unanimous consent—

SB 1712—A bill to be entitled An act relating to postsecondary revenue bonds and debt; amending s. 1010.62, F.S.; authorizing state universities to use specified moneys to pay debt service on revenue bonds if required by a specified federal program; providing an effective date.

—was taken up out of order and read the second time by title.

Pursuant to Rule 4.19, **SB 1712** was placed on the calendar of Bills on Third Reading.

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

BILLS ON THIRD READING

SB 800—A bill to be entitled An act relating to infectious disease elimination pilot programs; providing a short title; amending s. 381.0038, F.S.; authorizing the Department of Health to establish sterile needle and syringe exchange pilot programs upon request from eligible entities, rather than a single program established in Miami-Dade County; specifying who may be designated to operate a program; providing for the expiration of all pilot programs; providing for severability; providing an effective date.

—was read the third time by title.

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

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

Amendment 1 (478644) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (4) of section 381.0038, Florida Statutes, is amended to read:

381.0038 Education; sterile needle and syringe exchange pilot program.—The Department of Health shall establish a program to educate the public about the threat of acquired immune deficiency syndrome.

(4) The University of Miami and its affiliates may establish a ~~single~~ sterile needle and syringe exchange pilot program in Miami-Dade County, *Broward County, and Palm Beach County*. The pilot program may operate at a fixed location or through a mobile health unit. The pilot program shall offer the free exchange of clean, unused needles and hypodermic syringes for used needles and hypodermic syringes as a means to prevent the transmission of HIV, AIDS, viral hepatitis, or other blood-borne diseases among intravenous drug users and their sexual partners and offspring.

(a) The pilot program must:

1. Provide for maximum security of exchange sites and equipment, including an accounting of the number of needles and syringes in use, the number of needles and syringes in storage, safe disposal of returned needles, and any other measure that may be required to control the use and dispersal of sterile needles and syringes.

2. Operate a one-to-one exchange, whereby the participant shall receive one sterile needle and syringe unit in exchange for each used one.

3. Make available educational materials and referrals to education regarding the transmission of HIV, viral hepatitis, and other blood-borne diseases; provide referrals for drug abuse prevention and treatment; and provide or refer for HIV and viral hepatitis screening.

(b) The possession, distribution, or exchange of needles or syringes as part of the pilot program established under this subsection is not a violation of any part of chapter 893 or any other law.

(c) A pilot program staff member, volunteer, or participant is not immune from criminal prosecution for:

1. The possession of needles or syringes that are not a part of the pilot program; or

2. The redistribution of needles or syringes in any form, if acting outside the pilot program.

(d) The pilot program must collect data for quarterly, annual, and final reporting purposes. The annual report must include information on the number of participants served, the number of needles and syringes exchanged and distributed, the demographic profiles of the participants served, the number of participants entering drug counseling and treatment; the number of participants receiving testing for HIV, AIDS, viral hepatitis, or other blood-borne diseases; and other data necessary for the pilot program. However, personal identifying information may not be collected from a participant for any purpose. Quarterly reports must be submitted to the Department of Health in ~~Miami-Dade County~~ by October 15, January 15, April 15, and July 15 of each year. An annual report must be submitted to the Department of Health by August 1 every year until the program expires. A final report is due on August 1, 2023 ~~2021~~, to the Department of Health and must describe the performance and outcomes of the pilot program and include a summary of the information in the annual reports for all pilot program years.

(e) State, county, or municipal funds may not be used to operate the pilot program. The pilot program shall be funded through grants and donations from private resources and funds.

(f) The pilot program shall expire July 1, 2023 ~~2021~~.

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to an infectious disease elimination pilot program; amending s. 381.0038, F.S.; authorizing the University of Miami and its affiliates to establish sterile needle and syringe exchange pilot programs in Broward County and Palm Beach County; establishing the pilot program criteria; providing that the possession, distribution, or exchange of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member, volunteer, or participant may be prosecuted; requiring the pilot program to collect certain data for reporting purposes; prohibiting the collection of personal identifying information from program participants; requiring the university and its affiliates to submit quarterly and annual reports to the Department of Health; requiring the university and its affiliates to submit a final report containing certain information and summaries to the department; prohibiting use of state, county, or municipal funds to operate the pilot program; requiring the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; providing an effective date.

On motion by Senator Braynon, **SB 800**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—34

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—1

Steube

Vote after roll call:

Yea—Brandes

Consideration of **SB 162** was deferred.

On motion by Senator Passidomo, by unanimous consent—

CS for SB 434—A bill to be entitled An act relating to a neonatal abstinence syndrome pilot project; amending s. 400.902, F.S.; revising the definition of the term “prescribed pediatric extended care center” or “PPEC center” to include certain buildings that provide certain residential services to infants with neonatal abstinence syndrome; establishing a prerequisite for the admission of an infant with neonatal abstinence syndrome to a PPEC center; expanding the definition of the term “medically dependent or technologically dependent child” to include certain infants diagnosed with neonatal abstinence syndrome; amending s. 400.914, F.S.; providing that a specified Agency for Health Care Administration rule include an exception for infants being treated for neonatal abstinence syndrome; creating s. 400.917, F.S.; defining terms; requiring the agency, in consultation with the Department of Children and Families, to establish a pilot project to approve one or more facilities licensed to provide PPEC services to treat certain eligible infants; providing the purpose of the pilot project; providing a start and end date for the pilot project; requiring the agency, in consultation with the department, to adopt by rule minimum standards for facilities approved to provide certain services to eligible infants; requiring certain criteria to be included in such standards; specifying that a PPEC center is not required to obtain a certificate of need to be approved to provide services under this section; establishing minimum requirements for a PPEC center to be eligible to provide services to eligible infants and to participate in the pilot project; prohibiting a PPEC center providing such services from treating an infant for longer than a specified period of time; providing that a PPEC center may require a mother or visitor to vacate its premises under specified circumstances; allowing certain health care professionals to prevent the removal of an infant from the facility under certain circumstances; requiring the agency to require approved PPEC centers to meet and maintain representations in the facility’s plan submitted for approval; requiring the Department of Health to contract with a state university to study certain components of the pilot project and establish certain baseline data for studies on the neurodevelopmental outcomes of infants with neonatal abstinence syndrome; requiring the department to report results of the study to the Legislature by a certain date; requiring approved PPEC centers, hospitals meeting certain criteria, and Medicaid managed medical assistance plans to provide to the contracted university relevant financial and medical data consistent with federal law; requiring the agency to begin rulemaking and to apply for certain Medicaid waivers after the act becomes a law; providing appropriations; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Passidomo, **CS for SB 434** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Galvano	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hukill	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

Vote after roll call:

Yea—Garcia

Consideration of **CS for SB 1048** and **CS for HB 55** was deferred.

CS for SB 942—A bill to be entitled An act relating to the Department of Juvenile Justice's direct-support organization; amending s. 985.672, F.S.; requiring the secretary of the department to appoint board of directors to the department's direct-support organization according to the organization's established bylaws; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **CS for SB 942** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Galvano	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hukill	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

Vote after roll call:

Yea—Garcia

CS for SB 872—A bill to be entitled An act relating to young farmers and ranchers; creating s. 570.842, F.S.; creating the Florida Young Farmer and Rancher Matching Grant Program within the Department of Agriculture and Consumer Services; specifying the purpose of the grants; requiring the department to select grant recipients based on certain criteria; requiring the department to adopt rules; specifying minimum grant selection criteria; specifying a grant award minimum and maximum; requiring that no more than one award per year may go to an individual recipient; specifying that grant funding is contingent upon specific appropriation from the Legislature; creating s. 570.843, F.S.; creating the Florida Young Farmer and Rancher Advisory Council within the department; specifying membership of the council; providing for staggered terms; specifying the meetings, powers, duties, procedures, and recordkeeping of the council; specifying that the council may submit findings and recommendations to the Commissioner of Agri-

culture; specifying the issues the council may examine; creating s. 570.844, F.S.; requiring the department to establish a clearinghouse on its website for resources to assist young and beginning farmers and ranchers; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for SB 872** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Galvano	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hukill	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Flores	Powell	Young
Gainer	Rader	

Nays—None

CS for CS for SB 740—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; specifying the methodology for the assessment of certain structures in horticultural production; specifying, subject to certain conditions, that land classified as agricultural remains classified as such for a specified period if such lands are damaged by certain natural disasters and agricultural production is halted or reduced; providing for retroactive application; creating s. 252.3569, F.S.; providing a legislative finding; establishing a state agricultural response team within the department; specifying the responsibilities of the team in coordination with the Division of Emergency Management; requiring, during emergency and disaster situations, the division to coordinate with the department for specified purposes; amending s. 316.565, F.S.; revising the Governor's authority, to include agricultural products instead of only perishable food, in declaring an emergency relating to the transport of such products when there is a breakdown in the normal public transportation facilities necessary to move such products; authorizing the Department of Transportation to issue, and specifying that certain law enforcement officers must accept, electronic verification of permits during a declared state of emergency; providing that such permits are valid for up to a specified period, but no longer than the duration of the declared state of emergency or any extension thereof; requiring the Department of Transportation to consult with the Department of Agriculture and Consumer Services and stakeholders in the agricultural industry in implementing emergency transportation assistance for agricultural products; amending s. 379.361, F.S.; transferring authority to issue licenses for oyster harvesting in Apalachicola Bay from the department to the City of Apalachicola; revising the disposition and permitted uses of license proceeds; amending s. 487.041, F.S.; deleting obsolete provisions; deleting a requirement that all pesticide registration fees be submitted electronically; amending s. 496.415, F.S.; prohibiting the commingling of funds in connection with the planning, conduct, or execution of any solicitation or charitable or sponsor sales promotion; amending s. 496.418, F.S.; revising recordkeeping and accounting requirements for solicitations of funds; specifying a rebuttable presumption under certain circumstances; amending s. 500.459, F.S.; revising permitting requirements and operating standards for water vending machines; amending s. 501.059, F.S.; revising the term "telephonic sales call" to include voicemail transmissions; defining the term "voicemail transmission"; prohibiting the transmission of voicemails to specified persons who communicate to a telephone solicitor that they would not like to receive certain voicemail solicitations or requests for donations; requiring a solicitor to ensure that if a telephone number is available through a caller identification system, that telephone number must be capable of receiving calls and must connect the original call recipient to the solicitor; revising civil penalties; creating s. 501.6175, F.S.; specifying recordkeeping requirements for commercial telephone sellers; amending s. 501.912, F.S.; revising terms; amending s. 501.913,

F.S.; authorizing antifreeze brands to be registered for a specified period; deleting a provision relating to the registration of brands that are no longer in production; specifying a certified report requirement for first-time applications; amending s. 501.917, F.S.; revising department sampling and analysis requirements for antifreeze; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 501.92, F.S.; revising when the department may require an antifreeze formula for analysis; amending s. 525.07, F.S.; authorizing the department to seize skimming devices without a warrant; amending s. 526.51, F.S.; revising application requirements and fees for brake fluid brands; deleting a provision relating to the registration of brands that are no longer in production; amending s. 526.53, F.S.; revising department sampling and analysis requirements for brake fluid; specifying that the certificate of analysis is prima facie evidence of the facts stated therein; amending s. 527.01, F.S.; revising terms; amending s. 527.02, F.S.; revising the persons subject to liquefied petroleum business licensing provisions; revising such licensing fees and requirements; revising reporting and fee requirements for certain material changes to license information; deleting a provision authorizing license transfers; amending s. 527.0201, F.S.; revising the persons subject to liquefied petroleum qualifier competency examination, registry, supervisory, and employment requirements; revising the expiration of qualifier registrations; revising the persons subject to master qualifier requirements; revising master qualifier application requirements; deleting provisions specifying that a failure to replace master qualifiers within certain periods constitutes grounds for license revocation; deleting a provision relating to facsimile transmission of duplicate licenses; amending s. 527.021, F.S.; revising the circumstances under which liquefied petroleum gas bulk delivery vehicles must be registered with the department; amending s. 527.03, F.S.; authorizing certain liquefied petroleum gas registrations to be renewed for 2 or 3 years; deleting certain renewal period requirements; amending s. 527.04, F.S.; revising the persons required to provide the department with proof of insurance; revising the required payee for a bond in lieu of such insurance; amending s. 527.0605, F.S.; deleting provisions requiring licensees to submit a site plan and review fee for liquefied petroleum bulk storage container locations; amending s. 527.065, F.S.; revising the circumstances under which a liquefied petroleum gas licensee must notify the department of an accident; amending s. 527.067, F.S.; requiring certain liquefied petroleum gas dealers to provide notice within a specified period before rendering a consumer's liquefied petroleum gas equipment or system inoperable or discontinuing service; providing an exception; amending ss. 527.10 and 527.21, F.S.; conforming provisions to changes made by the act; amending s. 527.22, F.S.; deleting an obsolete provision; amending s. 531.67, F.S.; extending the expiration date of certain provisions relating to permits for commercially operated or tested weights or measures instruments or devices; amending s. 534.47, F.S.; revising and providing definitions; amending s. 534.49, F.S.; conforming provisions to changes made by the act; repealing s. 534.50, F.S., relating to reporting and notice requirements for dishonored checks and drafts for payment of livestock purchases; amending s. 534.501, F.S.; providing that delaying or failing to make payment for certain livestock is an unfair and deceptive act; repealing s. 534.51, F.S., relating to the prohibition of the filing of complaints by certain livestock markets; amending s. 534.54, F.S.; providing that purchasers who delay or fail to render payment for purchased livestock are liable for certain fees, costs, and expenses; conforming provisions to changes made by the act; amending s. 570.07, F.S.; authorizing the department to waive certain fees during a state of emergency; amending s. 573.111, F.S.; revising the required posting location for the issuance of an agricultural commodity marketing order; amending s. 578.011, F.S.; revising and defining terms; creating s. 578.012, F.S.; providing legislative intent; creating a preemption of local law relating to regulation of seed; amending s. 578.08, F.S.; revising application requirements for the registration of seed dealers; conforming provisions to changes made by the act; specifying that a receipt from the department need not be written to constitute a permit; deleting an exception to registration requirements for certain experiment stations; requiring the payment of fees when packet seed is placed into commerce; amending s. 578.09, F.S.; revising labeling requirements for agricultural, vegetable, flower, tree, and shrub seeds; conforming a cross-reference; repealing s. 578.091, F.S., relating to labeling of forest tree seed; amending s. 578.10, F.S.; revising exemptions to seed labeling, sale, and solicitation requirements; amending s. 578.11, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 578.12, F.S.; conforming provisions to changes made by the act; amending s. 578.13, F.S.; conforming provisions to changes made by the act; specifying that it is

unlawful to move, handle, or dispose of seeds or tags under a stop-sale notice or order without permission from the department; specifying that it is unlawful to represent seed as certified except under specified conditions or to label seed with a variety name under certain conditions; repealing s. 578.14, F.S., relating to packet vegetable and flower seed; amending s. 578.181, F.S.; revising penalties; amending s. 578.23, F.S.; revising recordkeeping requirements relating to seed labeling; amending s. 578.26, F.S.; conforming provisions to changes made by the act; specifying that certain persons may not commence legal proceedings or make certain claims against a seed dealer before certain findings and recommendations are transmitted by the seed investigation and conciliation council to the complainant and dealer; deleting a requirement that the department transmit such findings and recommendations to complainants and dealers; requiring the department to mail a copy of the council's procedures to both parties upon receipt of a complaint; amending s. 578.27, F.S.; removing alternate membership from the seed investigation and conciliation council; revising the terms of members of the council; conforming provisions to changes made by the act; revising the purpose of the council; revising the council's investigatory process; renumbering and amending s. 578.28, F.S.; making a technical change; creating s. 578.29, F.S.; prohibiting certain noxious weed seed from being offered or exposed for sale; amending s. 590.02, F.S.; authorizing the Florida Forest Service to pay certain employees' initial commercial driver license examination fees; creating s. 817.417, F.S.; providing a short title; defining terms; specifying department duties and responsibilities relating to government impostor and deceptive advertisements; requiring rulemaking by the department; specifying that it is a violation to disseminate certain misleading or confusing advertisements, to make certain misleading or confusing representations, to use content implying or leading to confusion that such content is from a governmental entity when such is not true, to fail to provide certain disclosures, and to fail to provide certain responses and answers to the department; requiring a person offering documents that are available free of charge or at a lesser price from a governmental entity to provide a certain disclosure; providing penalties; amending s. 489.105, F.S.; conforming provisions to changes made by the act; reenacting s. 527.06(3), F.S., relating to published standards of the National Fire Protection Association; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Stargel, **CS for CS for SB 740**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—34

Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Campbell	Powell	Young
Flores	Rader	
Gainer	Rodriguez	

Nays—None

Vote after roll call:

Yea—Garcia

THE PRESIDENT PRESIDING

CS for CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing an additional purpose of ch. 39, F.S.; providing for the name of a child's guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.01, F.S.; expanding the definition of the term "harm" to encompass infants born under certain circumstances; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child in a timely manner;

requiring certain court orders to specify certain deadlines; amending s. 39.402, F.S.; providing that time limitations governing placement of a child in a shelter do not include continuances requested by the court; providing limitations on continuances; providing requirements for parents to achieve reunification with the child; amending s. 39.507, F.S.; requiring the court to advise the parents during an adjudicatory hearing of certain actions that are required to achieve reunification; amending s. 39.521, F.S.; requiring the department to provide copies of the family functioning assessment to certain persons; amending s. 39.522, F.S.; providing conditions for the court to consider the continuity of the child's placement in the same out-of-home residence before the permanency placement is approved in a postdisposition proceeding to modify custody; amending s. 39.6011, F.S.; requiring a case plan for a child receiving services from the department to include a protocol for parents to achieve reunification with the child; providing that certain action or inaction by a parent may result in termination of parental rights; requiring the department to provide certain information to a parent before signing a case plan; providing a timeframe for referral for services; amending s. 39.6012, F.S.; requiring a case plan to contain certain information; requiring parents or legal guardians to provide certain information to the department or contracted case management agency and to update the information as appropriate; requiring the parents or legal guardians to make proactive contact with the department or contracted case management agency; amending s. 39.6013, F.S.; requiring the court to consider certain factors when determining whether to amend a case plan; conforming a cross-reference; amending s. 39.621, F.S.; requiring the court to determine certain factors at a permanency hearing; requiring the court to hold permanency hearings within specified timeframes until permanency is determined; amending s. 39.701, F.S.; revising the findings a court must make at a judicial review hearing relating to a child's permanency goal; requiring the department to file a motion to amend a case plan when concurrent planning is used, under certain circumstances; amending s. 39.806, F.S.; specifying that a parent or parents may materially breach a case plan by action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition of the child following termination of parental rights within a specified timeframe; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for CS for CS for SB 1650** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Galvano	Rodriguez
Baxley	Garcia	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hukill	Stargel
Bracy	Hutson	Steube
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 1132—A bill to be entitled An act relating to vessel safety inspection decals; amending s. 327.70, F.S.; providing rulemaking authority to the Fish and Wildlife Conservation Commission regarding expiration and design of safety inspection decals; specifying standards for such rulemaking; providing a minimum and maximum period of validity for the decal; specifying that decals issued on or before a specified date are no longer valid after that date; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Hutson, **CS for SB 1132**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for SB 1526—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program; creating s. 1009.894, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing the purpose of the program; authorizing the Legislature to appropriate funds for the program; requiring a historically black college or university to provide a certain amount of matching funds to participate in the program; requiring specified funds to be invested; requiring certain funds to remain in the trust fund; providing that the interest the trust fund earns will be used to provide scholarships to certain students; providing for annual disbursement of the interest, by a specified date; requiring the State Board of Education and Board of Governors of the State University System to adopt rules and regulations, respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for SB 1526** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for CS for SB 1392—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; providing legislative findings and intent; encouraging counties, municipalities, and public or private educational institutions to implement prearrest diversion programs; requiring that in each judicial circuit the public defender, the state attorney, the clerks of the court, and representatives of participating law enforcement agencies create a prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; providing requirements for the prearrest diversion program; requiring the state attorney of each circuit to operate the prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if an adult does not successfully complete the prearrest diversion program; requiring the state attorney or the person operating an independent prearrest diversion program to electronically provide

certain information to the clerk of the court; requiring the clerk of the court to maintain the confidentiality of such information; requiring the clerk of the court to maintain that information in a statewide database; amending s. 943.0582, F.S.; requiring, rather than authorizing, the Department of Law Enforcement to adopt rules for the expunction of certain nonjudicial records of the arrest of a minor upon his or her successful completion of a certain diversion program; authorizing such expunctions for certain first-time misdemeanor offenses; defining and revising terms; revising the circumstances under which the department must expunge certain nonjudicial arrest records; deleting the department's authority to charge a processing fee for the expunction; amending s. 985.12, F.S.; providing legislative findings and intent; deleting provisions establishing a juvenile civil citation process with a certain purpose; establishing a civil citation or similar prearrest diversion program in each judicial circuit, rather than at the local level, with the concurrence of specified persons; requiring that the state attorney and public defender of each circuit, the clerk of the court for each county in the circuit, and representatives of participating law enforcement agencies create a civil citation or similar prearrest diversion program and develop its policies and procedures; authorizing such entities to solicit stakeholders for input in developing the program's policies and procedures; requiring the Department of Juvenile Justice to annually develop and provide guidelines on civil citation or similar prearrest diversion programs to the judicial circuits; providing requirements for the civil citation or similar prearrest diversion program; requiring the state attorney of each judicial circuit to operate the civil citation or similar prearrest diversion program; providing an exception; providing construction; requiring the arresting law enforcement officer to make a determination if a juvenile does not successfully complete the civil citation or similar prearrest diversion program; deleting provisions relating to the operation of and requirements for a civil citation or similar prearrest diversion program; requiring that a copy of each civil citation or similar prearrest diversion program notice be provided to the Department of Juvenile Justice; conforming provisions to changes made by the act; deleting provisions relating to requirements for a civil citation or similar prearrest diversion program; amending s. 985.125, F.S.; conforming a provision to changes made by the act; creating s. 985.126, F.S.; defining the term "diversion program"; requiring a diversion program to submit to the Department of Law Enforcement a certification for expunction of the nonjudicial arrest record of a juvenile under specified circumstances; requiring a diversion program to submit to the Department of Juvenile Justice specified data relating to diversion programs; requiring each law enforcement agency to submit to the Department of Juvenile Justice specified data about juveniles eligible to participate in diversion programs; requiring the Department of Juvenile Justice to compile and publish the data in a specified manner; authorizing a juvenile under certain circumstances to deny or fail to acknowledge his or her participation in a diversion program or the expunction of a certain nonjudicial arrest record unless an exception applies; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 1392** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for SB 632—A bill to be entitled An act relating to vessel registration; amending s. 328.80, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue an electronic certificate of registration for a vessel, to collect electronic mail addresses, and to use electronic mail for certain purposes; amending s. 328.48, F.S.; authorizing a vessel operator to present such electronic certificate for inspection under certain circumstances; providing construction; providing that the person displaying the device assumes the liability for any resulting damage to the device; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for SB 632** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for SB 764—A bill to be entitled An act relating to the Dental Student Loan Repayment Program; creating s. 381.4019, F.S.; establishing the Dental Student Loan Repayment Program to support dentists who practice in public health programs located in certain underserved areas; providing definitions; requiring the Department of Health to establish the loan program; providing for the award of funds; providing the maximum number of years funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for SB 764** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

SB 982—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; providing legislative findings; defining terms; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the

disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year for which such reimbursement is sought; requiring the department to pay to the corporation not for profit, and authorizing the corporation not for profit to use, up to a certain percentage of appropriated funds for administrative purposes; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **SB 982** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Galvano	Rader
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Taddeo
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Book, Braynon

CS for SB 512—A bill to be entitled An act relating to homestead waivers; creating s. 732.7025, F.S.; providing language that may be used to waive spousal homestead rights concerning devise restrictions; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for SB 512** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

Consideration of **CS for SB 610** was deferred.

CS for CS for CS for SB 268—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining

the term “employee with fiduciary responsibility”; providing for retroactive application; requiring an agency that is the custodian of certain information to maintain the exempt status of that information only if the current or former public guardians and employees with fiduciary responsibility submit a written request for maintenance of the exemption to the custodial agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for CS for SB 268** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

SENATOR BENACQUISTO PRESIDING

SB 34—A bill to be entitled An act for the relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agriculture and Consumer Services, formerly known as the Division of Forestry, and the Board of Trustees of the Internal Improvement Trust Fund; providing for an appropriation to compensate Shuler Limited Partnership for costs and fees and for damages sustained to 835 acres of its timber as a result of the negligence, negligence per se, and gross negligence of employees of the Florida Forest Service and their violation of ch. 590, F.S.; providing a limitation on the payment of fees and costs; providing an effective date.

—was read the third time by title.

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

Yeas—36

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Taddeo
Campbell	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Powell	Young

Nays—1

Perry

CS for SB 280—A bill to be entitled An act relating to telehealth; creating s. 456.4501, F.S.; defining terms; establishing the standard of care for telehealth providers; authorizing telehealth providers to use

telehealth to perform patient evaluations; providing that telehealth providers, under certain circumstances, are not required to research a patient's history or conduct physical examinations before providing services through telehealth; providing that a nonphysician telehealth provider using telehealth and acting within his or her relevant scope of practice is not deemed to be practicing medicine without a license; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances; providing for construction; requiring the Department of Health to develop and disseminate certain educational materials to specified licensees by a specified date; providing recordkeeping requirements for telehealth providers; providing requirements for patient consent for telehealth treatment; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Bean, **CS for SB 280**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young

Nays—None

Vote after roll call:

Yea—Mayfield

CS for SB 562—A bill to be entitled An act relating to regulation of smoking; amending s. 386.209, F.S.; authorizing municipalities and counties to further restrict smoking within the boundaries of certain public parks and designated facilities; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for SB 562** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Taddeo
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young

Nays—1

Brandes

CS for SB 394—A bill to be entitled An act relating to fire safety; amending s. 633.408, F.S.; requiring the Division of State Fire Marshal to establish specified courses as a part of firefighter and volunteer firefighter training and certification; amending s. 633.508, F.S.; speci-

fying the division's authority to adopt rules for training related to cancer and mental health risks within the fire service; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **CS for SB 394** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Taddeo
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Brandes

SB 168—A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the term “priority invasive species”; providing legislative findings; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing the goal of the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for the capture and disposal of animals that belong to priority invasive species; requiring the commission to submit a report to the Governor and the Legislature by a specified date; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Steube, **SB 168**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

Consideration of **CS for SB 502** was deferred.

CS for SB 450—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; defining the term “peer specialist”; amending s. 394.4572, F.S.; requiring a specific level of screening for peer specialists working in mental health programs and facilities; amending s. 394.4573, F.S.; specifying that the use

of peer specialists for recovery support is an essential element of a coordinated system of behavioral health care; amending s. 397.311, F.S.; defining the term “peer specialist”; amending s. 397.4073, F.S.; conforming provisions to changes made by the act; creating s. 397.417, F.S.; providing legislative findings and intent; authorizing a person to seek certification as a peer specialist if he or she meets specified qualifications; requiring a background screening, completion of a training program, and a passing score on a competency exam for a qualified person to obtain certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and be based on current practice standards; requiring the department to certify peer specialists directly or by designating a nonprofit certification organization; requiring that a person providing peer specialist services be certified or supervised by a licensed behavioral health care professional or a certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists to meet the requirements of a background screening as a condition of employment and continued employment; authorizing the department or the Agency for Health Care Administration to require by rule that fingerprints be submitted electronically to the Department of Law Enforcement; authorizing the department or the agency to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying offenses to be considered in the background screening of a peer specialist; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that all peer specialists certified as of the effective date of this act are recognized as having met the requirements of this act; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, and 744.2007, F.S.; conforming cross-references; making technical changes; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Garcia, **CS for SB 450**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

MOTIONS

On motion by Senator Braynon, the rules were waived and time of adjournment was extended until completion of the Bills on Third Reading Calendar, motions, and announcements.

CS for SB 654—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s. 1003.481, F.S.; extending the scheduled expiration of the pilot program; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for SB 654** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for CS for SB 710—A bill to be entitled An act relating to the Prescription Drug Donation Repository Program; creating s. 465.1902, F.S.; providing a short title; creating the Prescription Drug Donation Repository Program within the Department of Health; providing a purpose for the program; authorizing the department to contract with a third party to implement and administer the program; providing definitions; specifying entities that are eligible donors; providing criteria for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid under specified conditions and are not program eligible; prohibiting the donation of certain drugs pursuant to federal restrictions; authorizing repositories to refuse to accept donations of prescription drugs or supplies; providing inspection, inventory, and storage requirements for centralized and local repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a local repository to notify the centralized repository within a specified timeframe after receiving a donation of prescription drugs or supplies; authorizing a centralized repository to redistribute prescription drugs or supplies; requiring local repositories to notify the department regarding participation in the program; providing conditions for dispensing donated prescription drugs and supplies to eligible patients; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs in the event of a drug recall; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating local repositories and available donated prescription drugs and supplies; providing immunity from civil and criminal liability for participants under certain circumstances; specifying certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; specifying direct-support organization purposes and objectives; prohibiting such direct-support organization from lobbying and specifying that such direct-support organization is not a lobbying firm; specifying that the direct-support organization must operate under contract with the department; specifying required contract terms; providing for the direct-support organization board of directors; specifying the membership of such board; specifying requirements relating to a direct-support organization's use of department property; specifying requirements for the deposit and use of funds by the direct-support organization; providing for annual audits of a direct-support organization; providing for future legislative review and repeal; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive the patient eligibility requirements of s. 465.1902, F.S., during a declared state of emergency; providing an effective date.

—was read the third time by title.

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

Yeas—37

Baxley	Bracy	Broxson
Bean	Bradley	Campbell
Benacquisto	Brandes	Farmer
Book	Braynon	Flores

Gainer	Montford	Stargel	Montford	Rouson	Taddeo
Galvano	Passidomo	Steube	Passidomo	Simmons	Thurston
Garcia	Perry	Stewart	Perry	Simpson	Torres
Gibson	Powell	Taddeo	Powell	Stargel	Young
Grimsley	Rader	Thurston	Rader	Steube	
Hukill	Rodriguez	Torres	Rodriguez	Stewart	
Hutson	Rouson	Young			
Lee	Simmons				
Mayfield	Simpson				

Nays—None

SB 674—A bill to be entitled An act relating to steroid use in racing greyhounds; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples taken from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **SB 674** was passed and certified to the House. The vote on passage was:

Yeas—31

Bean	Garcia	Rodriguez
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Broxson	Mayfield	Taddeo
Farmer	Montford	Torres
Flores	Passidomo	Young
Gainer	Perry	
Galvano	Powell	

Nays—6

Baxley	Campbell	Rouson
Braynon	Rader	Thurston

CS for CS for SB 1018—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; revising the term “eligible telecommunications carrier”; authorizing the Public Service Commission to designate any commercial mobile radio service provider as an eligible telecommunications carrier for the purpose of providing Lifeline service; deleting a provision requiring carriers to allow subscribers to demonstrate continued eligibility for Lifeline service under certain conditions; requiring subscribers to furnish proof of eligibility upon request from the carrier or the Federal Communications Commission or its designee; revising the carriers that may provide Lifeline service; revising Lifeline service eligibility; deleting obsolete provisions; revising the entities with which the commission may exchange certain information; amending s. 364.107, F.S.; revising the entities to which certain information relating to Lifeline service eligibility may be released; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 1018** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Braynon	Garcia
Bean	Broxson	Gibson
Benacquisto	Campbell	Grimsley
Book	Farmer	Hukill
Bracy	Flores	Hutson
Bradley	Gainer	Lee
Brandes	Galvano	Mayfield

Nays—None

CS for SB 1528—A bill to be entitled An act relating to trust funds; creating s. 20.151, F.S.; creating the Historically Black Colleges and Universities Matching Endowment Scholarship Trust Fund within the Department of Education; providing for the purpose of the trust fund and source of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for SB 1528** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 1552—A bill to be entitled An act relating to juvenile justice; amending s. 320.08058, F.S.; allowing the Department of Highway Safety and Motor Vehicles to distribute proceeds from the Invest in Children license plate annual use fee on a statewide basis; amending s. 985.03, F.S.; replacing the term “nonsecure detention” with the term “supervised release detention”; defining the term “supervised release detention”; amending ss. 985.037, 985.039, and 985.101, F.S.; conforming provisions to changes made by the act; amending s. 985.24, F.S.; deleting provisions authorizing the Department of Juvenile Justice to develop evening reporting centers; conforming provisions to changes made by the act; amending s. 985.245, F.S.; revising risk assessment instrument considerations; conforming provisions to changes made by the act; amending s. 985.25, F.S.; deleting a provision requiring mandatory detention for children taken into custody on three or more separate occasions within a 60-day period; amending s. 985.255, F.S.; revising the circumstances under which a continued detention status may be ordered; amending s. 985.26, F.S.; requiring the department to hold a prolific juvenile offender in secure detention pending a detention hearing following a violation of nonsecure detention; amending s. 985.26, F.S.; revising the definition of the term “disposition”; conforming provisions to changes made by the act; amending ss. 985.265 and 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.439, F.S.; deleting an authorization for placement of a child in a consequence unit in certain circumstances; allowing a child who violates conditions of probation to be detained or released based on the results of the detention risk assessment instrument; conforming provisions to changes made by the act; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may file an information against the child for prosecution as an adult; amending s. 985.601, F.S.; conforming provisions to changes made by the act; amending s. 985.672, F.S.; requiring the board of directors of the department’s direct-support organization to be appointed according to the organization’s bylaws; deleting the scheduled repeal of provisions gov-

erning the direct-support organization established by the department; providing effective dates.

—was read the third time by title.

On motion by Senator Bracy, **CS for SB 1552** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Flores	Powell	Young

Nays—1

Grimsley

SB 752—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Childhood Cancer Awareness license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to develop a Childhood Cancer Awareness license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was read the third time by title.

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

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for CS for HB 1011—A bill to be entitled An act relating to homeowner's insurance policy disclosures; amending s. 627.7011, F.S.; providing and revising homeowner's insurance policy disclosure requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Taddeo, **CS for CS for HB 1011** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Book	Braynon
Bean	Bracy	Broxson
Benacquisto	Brandes	Campbell

Farmer	Lee	Simmons
Flores	Mayfield	Simpson
Gainer	Montford	Stargel
Galvano	Passidomo	Steube
Garcia	Perry	Stewart
Gibson	Powell	Taddeo
Grimsley	Rader	Thurston
Hukill	Rodriguez	Torres
Hutson	Rouson	Young

Nays—None

Vote after roll call:

Yea—Bradley

SB 1424—A bill to be entitled An act relating to court-ordered treatment programs; amending s. 394.47891, F.S.; providing that veterans who were discharged or released under any condition, individuals who are current or former United States Department of Defense contractors, and individuals who are current or former military members of a foreign allied country are eligible in a certain Military Veterans and Servicemembers Court Program; amending s. 948.08, F.S.; authorizing a person who is charged with a certain felony and identified as a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to be eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.16, F.S.; authorizing a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country and who is charged with a misdemeanor to be eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; authorizing the court to impose a condition requiring a probationer or community controllee who is a veteran discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to participate in a certain treatment program under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **SB 1424** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 566—A bill to be entitled An act relating to unlawful detention by a transient occupant; amending s. 82.045, F.S.; revising factors that establish a person as a transient occupant of residential property; specifying circumstances when a transient occupancy terminates; providing that a transient occupancy is not extended by the presence of personal belongings of a former transient occupant; requiring the party entitled to possession of a dwelling to allow a former

transient occupant to recover personal belongings at reasonable times and under reasonable conditions; specifying a reasonable time to recover personal belongings; authorizing a party entitled to possession of the dwelling, under certain circumstances, to impose additional conditions on access to the dwelling or personal belongings; providing a presumption of when a former transient occupant has abandoned his or her personal belongings; providing circumstances in which the period for recovering personal belongings may be extended or shortened; authorizing a former transient occupant, under certain circumstances, to bring a civil action for damages or recovery of personal belongings; requiring a court to award the prevailing party reasonable attorney fees and costs; providing construction; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for SB 566** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

SB 1248—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Coastal Conservation Association license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; revising the distribution and use of the proceeds for the Live the Dream license plate; requiring, by a specified date, the annual use fees withheld by the department from the sale of the Live the Dream specialty license plate to be used first to satisfy all outstanding royalty payments due to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., for the use of the image of Dr. Martin Luther King, Jr.; requiring all remaining funds to be distributed to the subrecipients on a pro rata basis according to the percentages specified in s. 320.08058(48), F.S.; providing an effective date.

—as amended March 1, was read the third time by title.

On motion by Senator Gainer, **SB 1248**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	
Gainer	Rader	

Nays—None

CS for SB 160—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; deleting the annual use fee for the Donate Organs-Pass It On license plate; establishing an annual use fee for certain specialty license plates; conforming cross-references; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; deleting the Donate Organs-Pass It On license plate; revising the design of the Lighthouse Association license plate; revising the use of fees for the In God We Trust license plates; revising the distribution of proceeds for the Fallen Law Enforcement Officers license plate; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for SB 160** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hukill	Simpson
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Taddeo
Campbell	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Stargel

MOTIONS

On motion by Senator Braynon, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar for Monday, March 5, 2018, except **CS for SB 7026**, **SB 7024**, and **SB 1940** which were retained on the Special Order Calendar for Saturday, March 3, 2018.

On motion by Senator Braynon, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Monday, March 5, 2018.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Friday, March 2, 2018: SB 1340, CS for SB 1342, SB 1344, SB 1346, CS for HB 7055, CS for SB 1884, CS for CS for SB 1804, HJR 7001, SB 7028, SB 7030, SB 1940, CS for CS for SB 376, CS for CS for SB 520, CS for CS for CS for SB 1876, CS for CS for SB 622, CS for CS for CS for SB 920, CS for CS for CS for SB 616.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends the following pass: SB 1712; SB 7028; SB 7030

The Committee on Rules recommends the following pass: CS for SB 28; CS for SB 260; CS for CS for CS for SB 296; SB 358; CS for CS for SB 536; SB 582; SB 640; CS for SB 662; SB 720; CS for CS for SB 762; CS

for SB 776; CS for SJR 792; CS for SB 808; CS for SB 820; SB 870; SB 922; CS for SB 1042; SB 1094; CS for CS for SB 1220; CS for SB 1226; CS for CS for SB 1244; CS for CS for SB 1262; SB 1302; CS for SB 1348; CS for SB 1364; CS for SB 1460; SB 1562; SB 7010; SB 7012; SB 7018; HB 7045

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 992; SB 1318; CS for SB 1646

The Committee on Rules recommends committee substitutes for the following: SB 266; SB 756; SB 804; SB 806; CS for CS for SB 822; CS for SB 918; CS for CS for SB 1134; SB 1426; SB 1862; CS for CS for SB 1880; SB 7008

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Rules recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Public Service Commission	
Appointees: Clark, Gary F.	01/01/2019
Fay, Andrew	01/01/2022
Graham, Art	01/01/2022

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senator Passidomo—

CS for SB 266—A bill to be entitled An act relating to covenants and restrictions; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in land and other rights; authorizing a property owners' association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners' association to file certain notices; providing that a property owners' association or clerk of the circuit court is not required to provide certain additional notice for a specified notice that is filed; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice and amendment from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners' association to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; requiring any property owners' association desiring to preserve covenants from potential termination

after a specified period by certain operation to record in the official records of each county in which the community is located a notice subject to certain requirements; providing a document form for recording by an association to preserve certain covenants or restrictions; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Rules; and Senator Grimsley—

CS for SB 756—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; authorizing insurers to refuse to insure or refuse to continue to insure an applicant or insured for failing to purchase certain noninsurance motor vehicle services; providing an effective date.

By the Committee on Rules; and Senator Passidomo—

CS for SB 804—A bill to be entitled An act relating to the possession of real property; amending s. 66.021, F.S.; authorizing a person with a superior right to possession of real property to recover possession by ejectment; declaring that circuit courts have exclusive jurisdiction; providing that a plaintiff is not required to provide any presuit notice or demand to a defendant; requiring that copies of instruments be attached to a complaint or answer under certain circumstances; requiring a statement to list certain details; providing for construction; amending s. 82.01, F.S.; redefining the terms "unlawful entry" and "forcible entry"; defining the terms "real property," "record titleholder," and "unlawful detention"; amending s. 82.02, F.S.; exempting possession of real property under part II of ch. 83, F.S., and under chs. 513 and 723, F.S.; amending s. 82.03, F.S.; providing that a person entitled to possession of real property has a cause of action to regain possession from another person who obtained possession of real property by forcible entry, unlawful entry, or unlawful detainer; providing that a person entitled to possession is not required to give a defendant presuit notice; requiring the court to award plaintiff extra damages if a defendant acted in a willful and knowingly wrongful manner; authorizing bifurcation of actions for possession and damages; requiring that an action be brought by summary procedure; requiring the court to advance the cause on the calendar; transferring, renumbering, and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and complaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse from the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 163.035, F.S.; defining the term "governmental entity"; prohibiting a governmental entity from adopting or keeping in effect certain ordinances and rules based upon customary use; providing an exception; requiring a governmental entity seeking to affirm the existence of a recreational customary use on private property to follow certain procedures; providing notice requirements for a governmental entity seeking to affirm such recreational customary use; requiring the governmental entity to file a specified complaint with a certain circuit court within a certain time; providing notice requirements for the filing of such complaint; specifying that proceedings resulting from such complaint are de novo; requiring the court to consider specific factors when determining whether a recreational customary use exists; specifying that the governmental entity has the burden of proof; specifying that an owner of a parcel of property subject to the complaint has the

right to intervene in the proceeding; providing applicability; repealing s. 82.061, F.S., relating to service of process; repealing s. 82.071, F.S., relating to evidence at trial as to damages; repealing s. 82.081, F.S., relating to trial verdict forms; providing an effective date.

By the Committee on Rules; and Senator Baxley—

CS for SB 806—A bill to be entitled An act relating to water management district surplus lands; amending s. 373.089, F.S.; requiring a water management district to publish its notice of intention to sell surplus lands on its website; revising the circumstances when a water management district must publish its intention to sell surplus lands; revising the process for selling certain lower valued surplus lands; defining the term “adjacent property owners”; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Regulated Industries; and Senator Hutson—

CS for CS for CS for SB 822—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; prohibiting certain entities and persons from directly or indirectly assisting any vendor in certain ways; prohibiting a licensed vendor from accepting certain items and services; authorizing the Division of Alcoholic Beverages and Tobacco to impose administrative sanctions for a violation of certain limitations established in the Beverage Law; prohibiting a vendor from displaying certain signs in the window or windows of his or her licensed premises; authorizing certain entities and persons to give, lend, furnish, or sell certain advertising material to certain vendors; defining the term “decalcomania”; providing exemptions relating to tied house evil for certain sales and purchases of merchandise; providing conditions for the exemptions; defining the term “merchandise”; prohibiting a manufacturer or importer of malt beverages from soliciting or receiving any portion of certain payments from its distributors; defining the term “negotiated at arm’s length”; specifying that a brand-naming rights agreement does not obligate or place responsibility upon a distributor; providing civil penalties for violations by manufacturers or importers of malt beverages or vendors; providing applicability; prohibiting the division from imposing certain civil penalties that are greater than the financial value of a brand-naming rights agreement; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Grimsley—

CS for CS for SB 918—A bill to be entitled An act relating to clerks of the court; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a “surplus trustee”; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the Department of Financial Services; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 318.1451, F.S.; requiring all driver improvement course providers to transmit, within a specified timeframe, the individual completion certificate and citation number through the Florida Courts E-Filing Portal governed by the Florida Courts E-Filing Authority to the clerk of the circuit court in the county where the citation was issued; amending s. 717.113, F.S.; providing that certain funds remaining after a judicial sale and held in a court registry are not payable or distributable and are not subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

By the Committee on Appropriations; and Senator Book—

CS for SB 992—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising requirements relating to the operation of water storage and use for Phase I and Phase II of the C-51 reservoir project if state funds are appropriated for such

phases; authorizing the South Florida Water Management District to enter into certain capacity allocation agreements and to request a waiver for repayment of certain loans; authorizing the Department of Environmental Protection to waive such loan repayment under certain conditions; specifying that the district is not responsible for repayment of such waived loans; providing an effective date.

By the Committees on Rules; Appropriations; and Health Policy; and Senators Rouson, Bradley, and Young—

CS for CS for CS for SB 1134—A bill to be entitled An act relating to Department of Health responsibilities related to the medical use of marijuana; amending s. 381.986, F.S.; deleting an obsolete date; revising a requirement that the department license one applicant who is a member of a certain class to exclude a requirement that the applicant also be a member of the Black Farmers and Agriculturalist Association-Florida Chapter; providing an effective date.

By the Committee on Appropriations; and Senator Rouson—

CS for SB 1318—A bill to be entitled An act relating to licensing and training; amending s. 120.565, F.S.; authorizing a person to seek a declaratory statement from an agency as to the effect of the person’s criminal background on his or her eligibility for certain licenses, registrations, or certificates; specifying that a person may seek a declaratory statement before meeting any prerequisites for the license, registration, or certification; requiring that an agency’s conclusion in the declaratory statement contain certain statements; providing that the agency’s conclusion is binding, except under certain circumstances; requiring a person seeking a declaratory statement to submit certain items to the agency and pay certain fees and costs; providing requirements for the processing of fingerprints; requiring the petitioner to pay the actual cost of processing the fingerprints; amending s. 455.213, F.S.; requiring the board to use a specified process for the review of an applicant’s criminal record to determine the applicant’s eligibility for certain licenses; prohibiting the conviction of a crime before a specified date from being grounds for the denial of certain licenses; providing exceptions; defining the term “conviction”; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing a denial of a license application solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved license under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes affect an applicant’s eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction of a crime before a specified date from being grounds for the denial of a certification under certain circumstances; prohibiting the conviction of a crime before a specified date from being grounds for the failure of a background screening; authorizing a person to apply for certification before his or her lawful release from confinement or supervision; prohibiting additional fees for an applicant confined or under supervision; prohibiting the board from basing the denial of a certification solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved certificate under certain circumstances; requiring the board to verify an applicant’s release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to adopt rules specifying how certain crimes may affect an applicant’s eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; amending s. 944.801, F.S.; authorizing the Department of Corrections to contract with certain entities to provide educational services for the Correctional Education Program; amending s. 951.176, F.S.; authorizing each county to contract with certain entities to provide educational services for county inmates; amending ss. 1011.80 and 1011.81, F.S.; removing provisions prohibiting state funds for the operation of postsecondary workforce programs and funds for the Florida College System Program Fund, respectively, from being used for the education of certain state inmates; amending s. 1011.84, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Rules; and Senator Lee—

CS for SB 1426—A bill to be entitled An act relating to local government fiscal affairs; amending s. 11.40, F.S.; expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending s. 125.045, F.S.; revising reporting requirements for certain county economic development incentives; amending ss. 129.03 and 129.06, F.S.; requiring counties to maintain certain budget documents on their websites for a specified period; amending s. 166.021, F.S.; revising reporting requirements for certain municipality economic development incentives; amending s. 166.241, F.S.; requiring municipalities to maintain certain budget documents on their websites for a specified period; transferring and renumbering s. 218.80, F.S.; creating part VIII of ch. 218, F.S., consisting of ss. 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title; specifying the purpose of the local government fiscal transparency requirements; providing definitions; requiring local governments to post certain voting record information on their websites; requiring the posting of specified links to related sites if certain documentation or details are available; requiring property appraisers to post certain property tax information and history on their websites; requiring local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings before certain increases of local government tax levies or the issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; requiring local governments to conduct certain debt affordability analyses under specified conditions; requiring audits of financial statements of local governments to be accompanied by an affidavit signed by the chair of the local government governing board; requiring certain information to be included in affidavits filed with the Auditor General; providing a method for local governments that do not operate a website to post certain required information; amending s. 218.32, F.S.; conforming a cross-reference; providing that this act fulfills an important state interest; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Montford and Gainer—

CS for CS for SB 1646—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; providing that regional rural development grants may be used to hire regional economic development organization professional staff; authorizing the use of matching grant funds to provide technical assistance to certain entities; increasing the annual maximum amount of grant funding that specified economic development organizations may receive; revising the amount of nonstate matching funds required; increasing the amount the Department of Economic Opportunity may expend each fiscal year for the program; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; deleting an obsolete provision authorizing the Department of Economic Opportunity to contract for the development of certain enterprise zone web portals or websites; amending s. 288.0655, F.S.; increasing the maximum percent of total infrastructure project costs for which the department may award a grant; repealing a provision for increased maximum percent of total infrastructure project costs that may be awarded for a catalyst site; providing that improving access to and availability of broadband Internet service may be included in a project that is eligible for rural infrastructure grant funds; providing that grants for improvements to broadband Internet service and access must be conducted through certain partnerships; extending the date by which the department is required to reevaluate certain guidelines and criteria; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; requiring the department to review best practices and methods and make recommendations to establish a site readiness program for rural communities; requiring the department to identify cer-

tain requirements and standards and provide options for the implementation of the program; requiring the department to submit a report of its findings to the Legislature by a specified date; providing an effective date.

By the Committee on Rules; and Senator Broxson—

CS for SB 1862—A bill to be entitled An act relating to the Physician Fee Sharing Task Force; creating s. 456.0541, F.S.; establishing the Physician Fee Sharing Task Force within the Department of Health; providing for duties, membership, and meetings of the task force; requiring a report to the Governor and Legislature by a specified date; providing for expiration of the task force; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Banking and Insurance; and Senators Broxson and Mayfield—

CS for CS for CS for SB 1880—A bill to be entitled An act relating to public records and public meetings; creating s. 627.352, F.S.; providing an exemption from public records requirements for certain records held by the Citizens Property Insurance Corporation which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of the corporation's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing retroactive application; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Rules; and Communications, Energy, and Public Utilities—

CS for SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0713, F.S., which provides an exemption from public records requirements for proprietary confidential business information held by a local government electric utility; conforming a cross-reference; redefining the term "proprietary confidential business information" to narrow the exemption; defining the term "trade secrets"; removing the scheduled repeal of the exemption; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Criminal Justice; and Senators Steube and Baxley—

CS for CS for SB 310—A bill to be entitled An act relating to threats to kill or do great bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do great bodily injury in a writing or other record and transmitting that threat in any manner that would allow another person to view the threat; deleting requirements that a threat be sent to a specific recipient to be prohibited; revising a criminal penalty; exempting certain providers of services from liability; amending s. 921.0022, F.S.; revising the ranking of the offense of making written threats to kill or do great bodily injury on the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 794.056(1) and 938.085, F.S., relating to the Rape Crisis Program Trust Fund and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made to s. 836.10, F.S., in references thereto; providing an effective date.

—was placed on the Calendar.

EXECUTIVE BUSINESS

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Greater Orlando Aviation Authority	
Appointees: Montalvo, Maria "Maggi," Oviedo	04/16/2020
Sanchez, Domingo, Kissimmee	04/16/2020
Florida Building Code Administrators and Inspectors Board	
Appointee: Jones, Peter W., Port St. Lucie	10/31/2021
Florida Building Commission	
Appointee: Langille, Brian, Palm Harbor	06/30/2021
Florida Commission on Community Service	
Appointees: O'Connell, Cynthia F., Tallahassee	09/14/2020
Towler, Susan, Jacksonville	09/14/2019
Villamil, Christina Bonarrigo, Coral Gables	09/14/2018
Board of Trustees of Florida SouthWestern State College	
Appointee: Boose, Michael, Naples	05/31/2021
Board of Trustees of Florida State College at Jacksonville	
Appointee: Young, Orrin Wayne, Jacksonville	05/31/2021
Board of Trustees of Miami-Dade College	
Appointee: Zapata, Juan C., Miami	05/31/2021
Board of Trustees of Northwest Florida State College	
Appointee: Flynt, Charlotte Ann, Miramar Beach	05/31/2018
Board of Trustees of Polk State College	
Appointees: Barnett, Ashley B., Winter Haven	05/31/2019
Ross, Cynthia Hartley, Lakeland	05/31/2021
Board of Trustees of South Florida State College	
Appointee: Kirschner, Louis H., Arcadia	05/31/2021
Construction Industry Licensing Board	
Appointees: Donovan, Brian T., Crystal River	10/31/2021
Maphis, Robert Lewis, III, Windermere	10/31/2021
Board of Professional Engineers	
Appointees: Albergo, Dylan, Tampa	10/31/2021
Drury, Scott R., Tallahassee	10/31/2021
Board of Hearing Aid Specialists	
Appointee: Fischer, John E., Tallahassee	10/31/2018
Higher Educational Facilities Financing Authority	
Appointee: Hooker, John David, II, Gainesville	01/17/2023
Board of Nursing	
Appointee: Talmadge, Mary Julie, Gotha	10/31/2020
Board of Pilot Commissioners	
Appointee: Kurtz, Carolyn J., Tampa	10/31/2021

Referred to the Committee on Ethics and Elections.

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 307 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Antone, Peters—

CS for HB 307—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 760.03, F.S.; providing quorum requirements for the Commission on Human Relations and its panels; amending s. 760.065, F.S.; revising the number of persons the commission may recommend for the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; requiring the commission to provide notice to an aggrieved person under specified circumstances; providing notice requirements; providing a limitation on the time a civil action may be filed after an alleged violation of the Florida Civil Rights Act; amending s. 760.29, F.S.; deleting a requirement that a facility or community that provides housing for older persons register with and submit a letter to the commission; amending s. 760.31, F.S.; conforming a provision; amending s. 760.60, F.S.; deleting the requirement for the commission or Attorney General to investigate a complaint of discrimination in evaluating an application for club membership; revising the length of time the commission or Attorney General has to resolve such a complaint; amending s. 112.31895, F.S.; revising the timeline relating to a complaint alleging a prohibited personnel action; deleting a requirement that the commission notify a complainant upon receipt of the complaint; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 361 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Richardson, Stafford, Alexander, Edwards-Walpole, Geller, Pritchett, Spano—

CS for HB 361—A bill to be entitled An act relating to persons authorized to visit juvenile facilities; creating s. 985.6885, F.S.; authorizing specified persons to visit, during certain hours, all facilities housing juveniles which are operated or overseen by the Department of Juvenile Justice or a county; authorizing such persons to visit the juvenile facilities outside of certain hours pursuant to department rules; prohibiting the department from unreasonably withholding permission for visits to such facilities by certain persons; requiring the department to adopt rules; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 471 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee and Representative(s) Yarbrough, Gonzalez, Peters—

CS for HB 471—A bill to be entitled An act relating to unmanned aircraft; amending s. 330.41, F.S.; redefining the term "critical infrastructure facility"; amending s. 934.50, F.S.; authorizing the use of a drone if a law enforcement agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to facilitate the

collection of evidence at a crime scene or traffic crash scene; authorizing the use of a drone by a local or state agency when used in the assessment of damage, flood state, wildfire, or land management, or the monitoring and collection of scientific or marketing data; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 523 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Cortes, B.—

HB 523—A bill to be entitled An act relating to trespass on airport property; amending s. 810.09, F.S.; providing enhanced criminal penalties for a trespass upon the operational area of an airport with specified intent if specified signage is posted; providing a definition; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 565 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Mariano—

CS for HB 565—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; requiring a state university to return a specified amount of assessed excess credit hour surcharges to first-time-in-college students who meet certain requirements; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 581 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Latvala, Fitzenhagen, Moskowitz, Rommel, Slosberg, Spano—

CS for HB 581—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 934.255, F.S.; defining terms; authorizing an investigative or law enforcement officer conducting an investigation into specified matters to subpoena certain persons or entities for the production of records, documents, or other tangible things and testimony; specifying requirements for the issuance of a subpoena; authorizing a subpoenaed person to petition a court for an order modifying or setting aside the subpoena or a prohibition on disclosure; authorizing an investigative or law enforcement officer to retain subpoenaed records, documents, or other tangible objects under certain circumstances; prohibiting the disclosure of a subpoena for a specified period if the disclosure might result in an adverse result; providing exceptions; specifying the acts that constitute an adverse result; requiring the investigative or law enforcement officer to maintain a true copy of a written certification; authorizing a court to grant extension of certain periods under certain circumstances; requiring an investigative or law enforcement officer to serve or deliver a copy of the process along with specified information upon the expiration of a non-disclosure period or delay of notification; authorizing an investigative or law enforcement officer to apply to a court for an order prohibiting certain entities from notifying any person of the existence of a subpoena

under certain circumstances; authorizing an investigative or law enforcement officer to petition a court to compel compliance; authorizing a court to punish a person who does not comply with a subpoena as indirect criminal contempt; providing criminal penalties; precluding a cause of action against certain entities or persons for providing information, facilities, or assistance in accordance with terms of a subpoena; providing for preservation of evidence pending issuance of process; providing that certain entities or persons shall be held harmless from any claim and civil liability resulting from disclosure of specified information; providing for reasonable compensation for reasonable expenses incurred in providing assistance; requiring that a subpoenaed witness be paid certain fees and mileage; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 591, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Porter, Cortes, B., Cortes, J., Edwards-Walpole, Geller, Killebrew, Lee, McClure, Mercado, Plasencia, Willhite, Yarborough—

CS for CS for HB 591—A bill to be entitled An act relating to missing persons; amending s. 683.231, F.S.; making technical changes; abrogating the scheduled repeal of provisions governing the citizen support organization for Florida Missing Children's Day; amending s. 937.041, F.S.; expanding a project for missing persons with special needs to all centers for autism and related disabilities at state universities; revising requirements for personal devices used in the project; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 693 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) White—

CS for HB 693—A bill to be entitled An act relating to family self-sufficiency; amending ss. 414.14 and 414.175, F.S.; authorizing changes to public assistance policy and federal food assistance waivers to conform to federal law and simplify administration unless such changes increase program eligibility standards; creating s. 414.315, F.S.; requiring the Department of Children and Families to impose a resource limit for households receiving food assistance, subject to federal approval; requiring legislative authorization for expanding resource eligibility under certain circumstances; providing applicability; creating s. 414.393, F.S.; requiring the department to implement asset verification to verify eligibility for public assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to include certain data relating to the performance outcomes of local workforce development boards and associated pilot programs in an annual report to the Governor and Legislature; providing legislative findings; providing definitions; requiring CareerSource Florida, Inc., to contract with a vendor to develop a pilot program to increase employment among certain persons receiving temporary cash assistance by a specified date; providing criteria for selecting a vendor; providing criteria for selecting local workforce boards to conduct the pilot program; requiring CareerSource Florida, Inc., to submit a comprehensive report on the outcome of the pilot program to the Governor and Legislature by a specified date; providing appropriations; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Commerce and Tourism; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 707 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Jenne, Edwards-Walpole, Shaw—

CS for HB 707—A bill to be entitled An act relating to campaign finance; amending s. 106.08, F.S.; prohibiting the Governor, the Lieutenant Governor, or a member of the Cabinet from soliciting or accepting contributions during a regular, extended, or special legislative session; providing that a member of the Legislature is bound by the rule of his or her respective house; providing penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 733, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Sullivan—

HB 733—A bill to be entitled An act relating to contraband in county detention facilities; amending s. 951.22, F.S.; prohibiting introduction into or possession on the grounds of any county detention facility of any cellular telephone or other portable communication device; defining the term "portable communication device"; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 851 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Agriculture & Property Rights Subcommittee and Representative(s) Olszewski, Killebrew—

CS for CS for HB 851—A bill to be entitled An act relating to lost or abandoned personal property; amending s. 705.17, F.S.; providing that certain provisions relating to lost or abandoned property do not apply to personal property lost or abandoned on the premises of certain complexes or facilities if certain conditions are met; creating s. 705.185, F.S.; providing for the disposal or donation of personal property lost or abandoned on the premises of certain complexes or facilities in certain circumstances; authorizing the rightful owner of such lost or abandoned personal property to reclaim such property before disposal or donation; requiring a charitable institution to make a reasonable effort to delete certain information from an electronic device in certain circumstances; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Banking and Insurance; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 853 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Davis, Peters, Shaw—

CS for HB 853—A bill to be entitled An act relating to housing discrimination; amending s. 760.07, F.S.; removing housing discrimination as a cause of action for certain relief and damages stemming from violations of the Florida Civil Rights Act of 1992; amending s. 760.34, F.S.; revising the conditions under which an aggrieved person may commence a civil action in any appropriate court against a specified respondent to enforce specified rights; providing that an aggrieved person does not need to take specified actions before bringing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, a civil action to commence within 2 years after an alleged discriminatory housing practice; authorizing an aggrieved person to commence a civil action regardless of whether a specified complaint has been filed and regardless of the status of any such complaint; prohibiting an aggrieved person from filing a specified action in certain circumstances; providing an exception; prohibiting an aggrieved person from commencing a specified civil action if an administrative law judge has commenced a hearing on the record on the allegation; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 887 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Harrell, Lee—

HB 887—A bill to be entitled An act relating to reading instruction; amending s. 1011.62, F.S.; requiring K-12 comprehensive reading plans to provide for intensive reading interventions that are delivered by teachers who meet certain criteria beginning with a specified school year; providing requirements for such interventions; amending s. 1012.586, F.S.; requiring the Department of Education to consider the award of endorsements for a teaching certificate to individuals who hold specified certifications or who complete specified programs that meet certain criteria in a specified review; amending s. 1012.98, F.S.; requiring school districts to provide access to training sufficient to earn an endorsement in reading; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 889 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Willhite—

HB 889—A bill to be entitled An act relating to the West Palm Beach Police Pension Fund of the City of West Palm Beach, Palm Beach County; amending ch. 24981 (1947), Laws of Florida, as amended; revising retirement pension calculation; conforming terminology; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 901 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Willhite—

CS for CS for HB 901—A bill to be entitled An act relating to the Acme Improvement District and the Pine Tree Water Control District, Palm Beach County; transferring certain land from the Acme Improvement District to the Pine Tree Water Control District; amending ch. 2009-270, Laws of Florida; providing boundaries of the Pine Tree Water Control District; amending ch. 2003-330, Laws of Florida, as amended; providing boundaries of the Acme Improvement District; providing purpose; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 957 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Gruters, Gonzalez, Killebrew—

CS for CS for HB 957—A bill to be entitled An act relating to crime stoppers organizations; creating s. 90.595, F.S.; providing definitions; prohibiting a person who engages in privileged communication, a law enforcement crime stoppers coordinator or his or her staff, or a member of a crime stoppers organization's board of directors from being required to disclose privileged communications or produce protected information; providing an exception; authorizing a person charged with a criminal offense to petition the court to inspect the protected information under certain circumstances; authorizing a court to disclose all or a portion of the protected information; providing criminal penalties; providing exceptions; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 961 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Gruters, Beshears, Clemons, Grant, J., Rommel—

CS for HB 961—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; authorizing a malt beverage distributor to give branded glassware to vendors licensed to sell malt beverages for on-premises consumption; requiring that the glassware bear certain branding; providing an annual limit on the amount of glassware a distributor may give to a vendor; prohibiting a vendor from selling the branded glassware or returning it to a distributor for cash, credit, or replacement; requiring manufacturers, importers, distributors, and vendors to maintain certain records; defining the terms "case" and "glassware"; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 987 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Cortes, B., Massullo, Roth—

CS for CS for CS for HB 987—A bill to be entitled An act relating to affordable housing; amending ss. 125.379 and 166.0451, F.S.; revising the criteria that counties and municipalities must use when evaluating real property as part of their inventory for disposal of lands; amending s. 163.31801, F.S.; requiring that certain data relating to impact fees be included in the annual financial reports for specified entities; creating s. 420.0007, F.S.; providing a local permit approval process; amending s. 420.507, F.S.; providing requirements for the term of certain agreements with the Florida Housing Development Corporation for property to be used for affordable housing; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for the state apartment incentive loans; creating s. 420.56, F.S.; providing a process for certain entities to dispose of surplus lands for use as affordable housing; amending s. 420.9071, F.S.; revising the definition of "local housing incentive strategies"; amending ss. 253.0341, 337.25, and 373.089, F.S.; revising the procedures under which the board of trustees, the Department of Transportation, and the water management districts must dispose of nonconservation surplus lands; creating s. 420.57, F.S.; creating the Hurricane Housing Recovery Program to provide funds for certain affordable housing recovery efforts; requiring the Florida Housing Finance Corporation to administer the program and allocate resources to local governments that meet certain criteria; specifying requirements for receiving and using funds; requiring participating local governments to submit a report; creating the Rental Recovery Loan Program to provide funds for additional rental housing due to specified impacts; providing rationale for the program; authorizing the corporation to adopt emergency rules; providing that the adoption of emergency rules meets certain criteria related to public health, safety, and welfare; creating s. 420.58, F.S.; prohibiting the corporation from awarding, distributing, or allocating funds in certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1035 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Sullivan, Harrell, Massullo—

CS for HB 1035—A bill to be entitled An act relating to personalized education; amending s. 1002.385, F.S.; revising eligible expenditures for the Gardiner Scholarship Program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1003.436, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to use an alternative interpretation of letter grades for certain students; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program as the Mastery-Based Education Pilot Program; authorizing public school districts to submit applications for

the program; authorizing participating school districts to amend their applications to include alternatives for the award credits and interpretation of letter grades; providing requirements for such alternatives; deleting a requirement that the State Board of Education adopt rules; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to ensure fair and equitable access for students with mastery-based, nontraditional diplomas and transcripts; providing contingent appropriations; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1091 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Appropriations Subcommittee, PreK-12 Quality Subcommittee and Representative(s) Grall, Brown, Fischer, Lee, Russell—

CS for CS for HB 1091—A bill to be entitled An act relating to early learning; amending s. 1002.81, F.S.; revising the definition of "at-risk child"; amending s. 1002.82, F.S.; revising the duties of the Office of Early Learning; revising the requirements for certain assessments; revising the standard statewide contract for providers; providing that failing to meet certain measures for a specified period is cause for termination of a provider; providing for the development of a program assessment for school readiness providers; providing program assessment requirements; requiring the office to set a payment differential for certain providers; providing requirements for such payment differential; revising requirements for a certain single statewide information system; revising the requirement for an analysis of early learning activities throughout the state; amending s. 1002.84, F.S.; conforming a cross-reference; amending s. 1002.85, F.S.; revising the required contents of the school readiness program plan each early learning coalition must submit; amending s. 1002.87, F.S.; revising the priority criteria for participation in the school readiness program; amending s. 1002.88, F.S.; revising school readiness provider requirements for program participation; conforming cross-references; amending s. 1002.89, F.S.; providing for the use of specified funds for a required assessment; amending s. 1002.92, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1117 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Grall—

CS for HB 1117—A bill to be entitled An act relating to the Sebastian Inlet Tax District, Indian River and Brevard Counties; amending ch. 2003-373, Laws of Florida, as amended; authorizing the district to enter into interlocal agreements, memoranda of understanding, or other agreements with local and state authorities to provide security for district facilities; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1143 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) White—

HB 1143—A bill to be entitled An act relating to defrauding or attempting to defraud drug tests; amending s. 817.565, F.S.; defining the term "adulterant"; prohibiting a person from defrauding or attempting to defraud a certain hair follicle test; prohibiting a person from giving away or transporting into this state a substance or device that is used with intent to defraud or in attempts to defraud a lawfully administered hair follicle test designed to detect the presence of chemical substances or controlled substances; creating enhanced criminal penalties; creating a presumption of intent to defraud or attempt to defraud under certain circumstances; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1177 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Ingoglia—

CS for HB 1177—A bill to be entitled An act relating to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 282.709, F.S.; providing that a representative of the Florida Sheriffs Association shall be an appointed member of the Joint Task Force on State Agency Law Enforcement Communications; providing that the sheriff's office that employs the representative must pay the per diem and travel expenses incurred by the representative; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1189, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Payne—

CS for HB 1189—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.003, F.S.; defining the term "platoon"; repealing s. 316.0896, F.S., relating to the assistive truck platooning technology pilot project; creating s. 316.0897, F.S.; exempting the operator of a nonlead vehicle in a platoon from provisions relating to following too closely; authorizing a platoon to be operated on a roadway in this state after an operator provides notification to the Department of Transportation and the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising regulations to which owners and drivers of commercial motor vehicles are subject; revising requirements for electronic logging devices and support documents for certain intrastate motor carriers; deleting a limitation on a civil penalty for falsification of certain time records; deleting a requirement that a motor carrier maintain certain documentation of driving times; providing an exemption from specified provisions for a person who operates a commercial motor vehicle with a certain gross vehicle weight, gross vehicle weight rating, and gross combined weight rating; deleting the exemption from such provisions for a person transporting petroleum products; amending s. 316.303, F.S.; exempting an operator of a certain platoon vehicle from the prohibition on the active display of television or video; amending s. 320.01, F.S.; revising the definition of the term "apportionable vehicle"; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; revising information required to appear on the cab card; providing requirements for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; authorizing a damaged or worn license plate to be replaced at no charge under certain circumstances;

amending s. 320.0607, F.S.; providing an exemption from a certain fee for vehicles registered under the International Registration Plan; amending s. 320.131, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to partner with a county tax collector to conduct a Fleet Vehicle Temporary Tag pilot program for certain purposes; providing program requirements; providing for future repeal; amending s. 812.014, F.S.; providing a criminal penalty for an offender committing grand theft who uses a device to interfere with a global positioning or similar system; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1201 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Ahern, Lee, Edwards-Walpole, Pritchett—

HB 1201—A bill to be entitled An act relating to education for prisoners; amending s. 944.801, F.S.; authorizing the Department of Corrections to contract with certain entities to provide education services for the Correctional Education Program; amending s. 951.176, F.S.; authorizing each county to contract with certain entities to provide education services for county inmates; amending s. 1011.80, F.S.; authorizing the use of state funds for the operation of postsecondary workforce programs for the education of certain state inmates; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1337, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Pigman—

CS for CS for HB 1337—A bill to be entitled An act relating to nursing; amending s. 464.003, F.S.; defining the term "advanced practice registered nurse"; deleting the terms "advanced registered nurse practitioner," "clinical nurse specialist," and "clinical nurse specialist practice," to conform to changes made by the act; repealing s. 464.0115, F.S., relating to the certification of clinical nurse specialists; amending s. 464.012, F.S.; requiring any nurse desiring to be licensed as an advanced practice registered nurse to apply to the Department of Health, submit proof that he or she holds a current license to practice professional nursing, and meet one or more specified requirements as determined by the Board of Nursing; authorizing the board to adopt rules to provide for provisional state licensure of certified nurse midwives, certified nurse practitioners, certified registered nurse anesthetists, clinical nurse specialists, and psychiatric nurses for a specified period of time; requiring the department and the board to establish a transition process for converting certain certified practitioners to licensed practitioners; authorizing certain certified practitioners to continue practicing advanced nursing during a specified period of time; providing construction; providing an expiration date for provisions relating to the transition from certification to licensure; conforming provisions to changes made by the act; amending s. 960.28, F.S.; conforming a cross-reference; amending ss. 39.303, 39.304, 90.503, 110.12315, 121.0515, 252.515, 310.071, 310.073, 310.081, 320.0848, 381.00315, 381.00593, 383.14, 383.141, 384.27, 390.0111, 390.012, 394.455, 395.0191, 397.311, 397.4012, 397.427, 397.679, 397.6793, 400.021, 400.462, 400.487, 400.506, 400.9973, 400.9974, 400.9976, 400.9979, 401.445, 409.905, 409.908, 409.973, 429.918, 456.0391, 456.0392, 456.041, 456.048, 456.072, 456.44, 458.3265, 458.331, 458.348, 459.0137, 459.015, 459.025, 464.003, 464.004, 464.013, 464.015, 464.016, 464.018,

464.0205, 467.003, 480.0475, 483.041, 483.801, 486.021, 490.012, 491.0057, 491.012, 493.6108, 627.357, 627.6471, 627.6472, 627.736, 633.412, 641.3923, 766.103, 766.1115, 766.1116, 766.118, 794.08, 893.02, 893.05, 943.13, 948.03, 1002.20, 1002.42, 1006.062, 1009.65, 1009.66, and 1009.67, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1423, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) La Rosa—

CS for CS for HB 1423—A bill to be entitled An act relating to Tohopekaliga Water Authority, Osceola County; amending ch. 2003-368, Laws of Florida, as amended; revising legislative findings; providing a definition; providing for the Polk County Board of County Commissioners to appoint one member of the board under an interlocal agreement; providing for a fifth member of the board to be appointed under certain circumstance; providing for additional members of the board in certain circumstances; providing for term limits; providing for the Governor to appoint a fifth member of the board under certain circumstance; requiring board members to elect a chairperson; deleting compensation and reimbursement for board members; updating cross references; providing additional powers of the authority; revising authority power to increase rates and acquire water or wastewater facilities or systems; requiring the board to adopt or update a master plan every 4 years; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1437 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Abruzzo, Drake, Pritchett, Raburn, Shaw—

HB 1437—A bill to be entitled An act relating to employment services for persons with disabilities; creating ss. 413.015 and 413.209, F.S.; specifying that participants in certain disabled persons' work experience activities are considered state employees for workers' compensation purposes; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1447 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Miller, M.—

HB 1447—A bill to be entitled An act relating to the City of Orlando, Orange County; providing an exception to general law; providing space, seating, and minimum gross revenues requirements for special alcoholic beverage licenses for restaurants in a described area; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6049, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Jones, Newton, Rodrigues—

HB 6049—A bill to be entitled An act relating to medical marijuana growers; amending s. 381.986, F.S.; deleting a requirement that the Department of Health grant a medical marijuana treatment center license to a member of a specified association; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6501 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Toledo—

HB 6501—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6505 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Jenne—

HB 6505—A bill to be entitled An act for the relief of Vonshelle Brothers, as the natural parent and legal guardian of Iyonna Hughey; providing an appropriation to compensate her daughter for injuries and damages sustained as a result of the alleged negligence of the Brevard County Health Department, an agency of the Department of Health; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged negligent acts; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6509 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Grant, J.—

CS for HB 6509—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on fees and costs; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6523 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Rabin—

CS for HB 6523—A bill to be entitled An act for the relief of Ashraf Kamel and Marguerite Dimitri by the Palm Beach County School Board; providing for an appropriation to compensate Ashraf Kamel and Marguerite Dimitri for the wrongful death of their minor child, Jean A. Pierre Kamel, as a result of the negligence of the Palm Beach County School Board; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6525 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Byrd—

CS for CS for HB 6525—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6527 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Alexander—

CS for HB 6527—A bill to be entitled An act for the relief of Christopher Cannon; providing an appropriation to compensate him for injuries and damages sustained as a result of the alleged negligence of the City of Tallahassee; providing that the appropriation satisfies all present and future claims arising out of the alleged negligent acts; providing a limitation on the payment of fees & costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6535 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Newton—

CS for CS for HB 6535—A bill to be entitled An act for the relief of the Estate of Dr. Sherrill Lynn Aversa; providing an appropriation to compensate the Estate of Dr. Sherrill Lynn Aversa for Dr. Aversa's death as a result of the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6543 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Perez—

CS for HB 6543—A bill to be entitled An act for the relief of the Estate of Eric Scott Tenner by Miami-Dade County; providing for an appropriation to compensate his estate for damages sustained as a result of the negligence of an employee of the Miami-Dade County Board of Commissioners; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6545, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Santiago—

CS for HB 6545—A bill to be entitled An act for the relief of Ramiro Companioni, Jr., by the City of Tampa; providing for an appropriation to compensate Mr. Companioni for injuries sustained as a result of the negligence of the City of Tampa; providing a limitation on the payment of fees and costs; extinguishing certain lien interests; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7077 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Davis—

HB 7077—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public record requirements for a complaint of misconduct against an agency employee and all information obtained pursuant to an investigation of such a complaint; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 1 was corrected and approved.

CO-INTRODUCERS

Senator Campbell—CS for CS for SB 622

ADJOURNMENT

On motion by Senator Braynon, the Senate adjourned at 6:06 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Saturday, March 3 or upon call of the President.



Journal of the Senate

Number 19—Regular Session

Saturday, March 3, 2018

CONTENTS

Bills on Third Reading	576
Call to Order	576
Co-Introducers	683
Executive Business, Appointments	683
Moment of Silence	612
Motions	583, 615, 683
Point of Order	609
Point of Order, Ruling	609
Reports of Committees	683
Special Order Calendar	582
Vote Preference	603

CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—35:

Mr. President	Galvano	Rodriguez
Baxley	Gibson	Rouson
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Book	Hutson	Stargel
Bracy	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Farmer	Powell	Young
Gainer	Rader	

PRAYER

The following prayer was offered by Will Hosford, an employee with the Office of the Secretary of the Senate:

Lord, we humbly come before you this morning to thank you for the opportunity that has been bestowed upon the Florida Senate. I ask, Lord, that we do not take our task lightly, but remember the ideals of our founding fathers—ideals that were unprecedented in the creation of civilized society—the rights of the individual are supreme; most importantly, the right to liberty, that, as John Adams claimed, “Is derived from our maker.”

I pray you will guide each Senator this morning as they determine the laws that should be enacted to govern the people of the State of Florida. I pray that all of us working in the Senate, from the Senators to the staff, will do our jobs to the best of our ability, and I pray you will bless everyone here this morning. Amen.

PLEDGE

Senator Steube led the Senate in the Pledge of Allegiance to the flag of the United States of America.

BILLS ON THIRD READING

CS for CS for SB 376—A bill to be entitled An act relating to workers’ compensation benefits for first responders; amending s.

112.1815, F.S.; providing that, under certain circumstances, posttraumatic stress disorder suffered by a first responder is an occupational disease compensable by workers’ compensation benefits; specifying the evidentiary standard for demonstrating such disorder; specifying that benefits do not require a physical injury and are not subject to certain apportionment or limitations; providing a time for notice of injury or death; providing definitions; requiring the Department of Financial Services to adopt certain rules; requiring an employing agency to provide specified mental health training; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for CS for SB 376** was passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Galvano	Rader
Baxley	Gibson	Rodriguez
Bean	Grimsley	Rouson
Benacquisto	Hukill	Simmons
Book	Hutson	Stargel
Bracy	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Farmer	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Bradley, Flores, Garcia

HB 7059—A bill to be entitled An act relating to optometry; amending s. 463.006, F.S.; requiring an applicant for licensure as an optometrist to submit proof to the Department of Health that she or he meets certain requirements; removing a requirement that the department examine an applicant who meets specified requirements for licensure and certification; requiring the Board of Optometry to approve a licensure examination that meets certain requirements; clarifying that the board may offer a practical examination in addition to a written examination under certain circumstances; providing that an applicant must pass the licensure examination within a specified timeframe as a condition of licensure as an optometrist and certification to administer and prescribe ocular pharmaceutical agents; amending s. 463.0057, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **HB 7059** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Brandes	Galvano
Baxley	Braynon	Gibson
Bean	Broxson	Grimsley
Benacquisto	Campbell	Hukill
Book	Farmer	Lee
Bracy	Gainer	Mayfield

Montford	Rouson	Taddeo
Passidomo	Simmons	Thurston
Perry	Simpson	Torres
Powell	Stargel	Young
Rader	Steube	
Rodriguez	Stewart	

Nays—None

Vote after roll call:

Yea—Bradley, Flores, Garcia, Hutson

Consideration of **CS for CS for CS for SB 1876** was deferred.

CS for CS for SB 622—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; providing that a designated facility owned or operated by a public health trust and located within the boundaries of a municipality is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 381.915, F.S.; increasing the number of years that a cancer center may participate in Tier 3 of the Florida Consortium of National Cancer Institute Centers Program; increasing the number of years after qualification that a certain Tier 3 cancer center may pursue specified NCI designations; amending s. 383.313, F.S.; requiring a birth center to be federally certified and meet specified requirements to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions to remove the term “mobile surgical facility”; conforming a cross-reference; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; requiring the agency to adopt rules establishing standards for pediatric cardiac catheterization and pediatric cardiovascular surgery programs; providing requirements for such programs; requiring pediatric cardiac programs to participate in the clinical outcome reporting systems; revising duties and membership of the pediatric cardiac technical advisory panel; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager’s license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms “emergency care hospital,” “essential access community hospital,” “inactive rural hospital bed,” and “rural primary care hospital”; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term “hospital” to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.; requiring that a license issued to a home health agency on or after a specified date specify

the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption; amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; prohibiting a nurse registry from monitoring, supervising, managing, or training a certain caregiver who is an independent contractor; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider’s hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term “home medical equipment”; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years; amending s. 408.036, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions relating to certificate of need requirements for specified services; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons and the American College of Cardiology for the collection of certain data for publication on the agency’s website for certain purposes; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term “clinical laboratory”; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term “relative” for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term “publicly traded corporation”; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider constitutes abuse and neglect; clarifying that the agency may impose a

fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency's authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms "assisted living facility" and "personal services"; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property used as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care; defining the term "adequate and appropriate health care"; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident's records in an investigation of resident's rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background investigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare program, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner's office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner's office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms "clinical laboratory" and "clinical laboratory examination"; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; repealing s. 641.75, F.S., relating to immunity from liability and limita-

tion on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.802, 409.9116, 409.975, 429.19, 456.001, 456.057, 456.076, 458.307, 458.345, 459.021, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 1009.65, and 1011.52, F.S.; conforming provisions to changes made by the act; providing an effective date.

—as amended March 2, was read the third time by title.

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

Amendment 1 (855822) (with directory and title amendments)—Between lines 833 and 834 insert:

(6)

(b) A specialty-licensed children's hospital that has licensed neonatal intensive care unit beds and is located in *District 5 or District 11, as defined in s. 408.032, as of January 1, 2018, a county with a population of 1,750,000 or more* may provide obstetrical services, in accordance with the pertinent guidelines promulgated by the American College of Obstetricians and Gynecologists and with verification of guidelines and compliance with internal safety standards by the Voluntary Review for Quality of Care Program of the American College of Obstetricians and Gynecologists and in compliance with the agency's rules pertaining to the obstetrical department in a hospital and offer healthy mothers all necessary critical care equipment, services, and the capability of providing up to 10 beds for labor and delivery care, which services are restricted to the diagnosis, care, and treatment of pregnant women of any age who have documentation by an examining physician that includes information regarding:

1. At least one fetal characteristic or condition diagnosed intra-utero that would characterize the pregnancy or delivery as high risk including structural abnormalities of the digestive, central nervous, and cardiovascular systems and disorders of genetic malformations and skeletal dysplasia, acute metabolic emergencies, and babies of mothers with rheumatologic disorders; or

2. Medical advice or a diagnosis indicating that the fetus may require at least one perinatal intervention.

This paragraph shall not preclude a specialty-licensed children's hospital from complying with s. 395.1041 or the Emergency Medical Treatment and Active Labor Act, 42 U.S.C. 1395dd.

And the directory clause is amended as follows:

Delete lines 799-800 and insert:

Section 1. Paragraphs (a) and (b) of subsection (1), paragraph (b) of subsection (2), and paragraph (b) of subsection (6) of section 395.003, Florida

And the title is amended as follows:

Delete lines 27-299 and insert: amending s. 395.003, F.S.; conforming provisions to changes made by the act; authorizing certain specialty-licensed children's hospitals to provide obstetrical services under certain circumstances; creating s. 395.0091, F.S.; requiring the Agency for Health Care Administration, in consultation with the Board of Clinical Laboratory Personnel, to adopt rules establishing criteria for alternate-site laboratory testing; requiring specifications to be included in the criteria; defining the term "alternate-site testing"; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in specified administrative and health care service areas; conforming provisions to changes made by the act; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals that provide specified services to meet agency licensure requirements; providing

standards to be included in licensure requirements; conforming a provision to changes made by the act; requiring a level 2 background screening for personnel of distinct part nursing units; requiring the agency to adopt rules establishing standards for pediatric cardiac catheterization and pediatric cardiovascular surgery programs; providing requirements for such programs; requiring pediatric cardiac programs to participate in the clinical outcome reporting systems; revising duties and membership of the pediatric cardiac technical advisory panel; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and the establishment of the Health Care Risk Manager Advisory Council, respectively; amending s. 395.10973, F.S.; removing requirements relating to agency standards for health care risk managers to conform provisions to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers, qualifications, licensure, and fees; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager's license and an administrative fine; amending s. 395.602, F.S.; deleting definitions for the terms "emergency care hospital," "essential access community hospital," "inactive rural hospital bed," and "rural primary care hospital"; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term "hospital" to exclude hospitals operated by a state agency; amending s. 400.191, F.S.; removing the 30-month reporting timeframe for the Nursing Home Guide; amending s. 400.464, F.S.; requiring that a license issued to a home health agency on or after a specified date specify the services the organization is authorized to perform and whether the services constitute skilled care; providing that the provision or advertising of certain services constitutes unlicensed activity under certain circumstances; authorizing certain persons, entities or organizations providing home health services to voluntarily apply for a certificate of exemption from licensure by providing certain information to the agency; providing that the certificate is valid for a specified time and is nontransferable; authorizing the agency to charge a fee for the certificate; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or the addition of skilled care services; removing a provision prohibiting the agency from issuing a license to a home health agency that fails to satisfy the requirements of a Medicare certification survey from the agency; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; imposing administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; requiring the agency to adopt, publish, and enforce rules establishing standards for certificates of exemption; amending s. 400.506, F.S.; specifying a criminal penalty for any person who owns, operates, or maintains an unlicensed nurse registry that fails to cease operation immediately and apply for a license after notification from the agency; revising provisions authorizing the agency to impose a fine on a nurse registry that fails to cease operation after agency notification; revising circumstances under which the agency is authorized to deny, suspend, or revoke a license or impose a fine on a nurse registry; prohibiting a nurse registry from monitoring, supervising, managing, or training a certain caregiver who is an independent contractor; amending s. 400.606, F.S.; removing a requirement that an existing licensed health care provider's hospice licensure application be accompanied by a copy of the most recent profit-loss statement and licensure inspection report; amending s. 400.925, F.S.; revising the definition of the term "home medical equipment"; amending s. 400.931, F.S.; requiring a home medical equipment provider to notify the agency of certain personnel changes within a specified timeframe; amending s. 400.933, F.S.; requiring the agency to accept the submission of a valid medical oxygen retail establishment permit issued by the Department of Business and Professional Regulation in lieu of an agency inspection for licensure; amending s. 400.980, F.S.; revising the timeframe within which a health care services pool registrant must provide the agency with certain changes of information; amending s. 400.9935, F.S.; specifying that a voluntary certificate of exemption may be valid for up to 2 years; amending s. 408.036, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions relating to certificate of need requirements for specified services; amending s. 408.0361, F.S.; providing an exception for a hospital to become a Level I Adult Cardiovascular provider if certain requirements are met; amending s. 408.05, F.S.; re-

quiring the agency to contract with the Society of Thoracic Surgeons and the American College of Cardiology for the collection of certain data for publication on the agency's website for certain purposes; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition for the term "clinical laboratory"; amending s. 408.20, F.S.; exempting hospitals operated by any state agency from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term "relative" for purposes of the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; authorizing licensees who hold licenses for multiple providers to request that the agency align related license expiration dates; authorizing the agency to issue licenses for an abbreviated licensure period and to charge a prorated licensure fee; amending s. 408.809, F.S.; expanding the scope of persons subject to a level 2 background screening to include any employee of a licensee who is a controlling interest and certain part-time contractors; amending s. 408.810, F.S.; providing that an applicant for change of ownership licensure is exempt from furnishing proof of financial ability to operate if certain conditions are met; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; requiring a licensee to ensure that certain persons do not hold an ownership interest if the licensee is not organized as or owned by a publicly traded corporation; defining the term "publicly traded corporation"; amending s. 408.812, F.S.; providing that certain unlicensed activity by a provider constitutes abuse and neglect; clarifying that the agency may impose a fine or penalty, as prescribed in an authorizing statute, if an unlicensed provider who has received notification fails to cease operation; authorizing the agency to revoke all licenses and impose a fine or penalties upon a controlling interest or licensee who has an interest in more than one provider and who fails to license a provider rendering services that require licensure in certain circumstances; amending s. 408.820, F.S.; deleting certain exemptions from part II of ch. 408, F.S., for specified providers to conform provisions to changes made by the act; amending s. 409.907, F.S.; removing the agency's authority to consider certain factors in determining whether to enter into, and in maintaining, a Medicaid provider agreement; amending s. 429.02, F.S.; revising definitions of the terms "assisted living facility" and "personal services"; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; requiring a person or entity asserting the exemption to provide documentation that substantiates the claim upon agency investigation of unlicensed activity; amending s. 429.08, F.S.; providing criminal penalties and fines for a person who rents or otherwise maintains a building or property used as an unlicensed assisted living facility; providing criminal penalties and fines for a person who owns, operates, or maintains an unlicensed assisted living facility after receiving notice from the agency; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating for more than a specified time without an administrator who has completed certain educational requirements; amending s. 429.24, F.S.; providing that 30-day written notice of rate increase for residency in an assisted living facility is not required in certain situations; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include assistance with obtaining access to adequate and appropriate health care; defining the term "adequate and appropriate health care"; deleting a requirement that the agency conduct at least one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.294, F.S.; deleting the specified timeframe within which an assisted living facility must provide complete copies of a resident's records in an investigation of resident's rights; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; amending s. 429.52, F.S.; requiring an assisted living facility administrator to complete required training and education within a specified timeframe; amending s. 435.04, F.S.; providing that security background investigations must ensure that a person has not been arrested for, and is not awaiting final disposition of, certain offenses; requiring that security background investigations for purposes of participation in the Medicaid program screen for violations of federal or state law, rule, or regulation governing any state Medicaid program, the Medicare pro-

gram, or any other publicly funded federal or state health care or health insurance program; specifying offenses under federal law or any state law that the security background investigations must screen for; amending s. 456.054, F.S.; prohibiting any person or entity from paying or receiving a kickback for referring patients to a clinical laboratory; prohibiting a clinical laboratory from providing personnel to perform certain functions or duties in a health care practitioner's office or dialysis facility; providing an exception; prohibiting a clinical laboratory from leasing space in any part of a health care practitioner's office or dialysis facility; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; removing a requirement that the agency inspect multiphasic health testing centers at least once annually; amending s. 483.801, F.S.; providing an exemption from regulation for certain persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions of the terms "clinical laboratory" and "clinical laboratory examination"; removing a cross-reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to a district managed care ombudsman committee, exemption from public records requirements, and exceptions; repealing s. 641.68, F.S., relating to a district managed care ombudsman committee and exemption from public meeting requirements; repealing s. 641.70, F.S., relating to agency duties relating to the Statewide Managed Care Ombudsman Committee and the district managed care ombudsman committees; repealing s. 641.75, F.S., relating to immunity from liability and limitation on testimony; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.14, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.7015, 400.9905,

On motion by Senator Grimsley, **CS for CS for SB 622**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yea—36

Mr. President	Galvano	Rader
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hukill	Simpson
Bracy	Hutson	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Campbell	Passidomo	Thurston
Farmer	Perry	Torres
Gainer	Powell	Young

Nays—None

Vote after roll call:

Yea—Bradley, Flores

CS for CS for CS for SB 920—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.402, F.S.; providing and revising definitions; amending s. 560.404, F.S.; specifying the maximum face amount of checks that may be taken for deferred presentment installment transactions, exclusive of fees; specifying the maximum rate and frequency of fees that deferred presentment providers or their affiliates may charge on deferred presentment installment transactions; specifying when fees are earned for certain deferred presentment transactions; specifying the calculation of fees earned for deferred presentment installment transactions; prohibiting prepayment penalties; specifying the minimum and maximum terms of a deferred presentment installment transaction; specifying dates that checks must bear; authorizing providers of deferred presentment installment transactions to accept additional checks subject to certain limitations; requiring the deferred presentment agreement to include the deferment period applicable to each check; correcting a reference to

federal law; providing an exception to a prohibition against the acceptance or holding of undated checks or checks with certain dates by a deferred presentment provider or its affiliate; conforming a cross-reference; providing a verification process that may be relied upon under certain conditions; revising a notice in deferred presentment agreements; authorizing a drawer to inform a provider in writing that the drawer cannot redeem or pay in full the amount due and owing to the provider; providing an exception to a prohibition, under certain circumstances, against a deferred presentment provider's deposit or presentment of a drawer's check; requiring a provider of a deferred presentment installment transaction to allow a drawer to defer one scheduled payment under certain circumstances; providing requirements for the deferred payment; specifying the frequency a certain fee may be imposed by Financial Services Commission rule for data on certain transactions submitted by deferred presentment providers to a certain database; providing an exception to a limitation on a deferred presentment provider's acceptance of a certain check or authorization; specifying requirements for amortization, installment repayments, and the calculation of charges for deferred presentment installment transactions; conforming provisions to changes made by the act; amending s. 560.405, F.S.; providing an exception to a prohibition against a deferred presentment provider's or its affiliate's presentment of a drawer's check before the end of the deferment period; revising a condition under which a deferred presentment provider may allow the check to be redeemed in lieu of presentment; revising a prohibition against requiring a drawer to redeem his or her check before the agreed-upon date; reenacting s. 560.111(5), F.S., relating to prohibited acts, to incorporate the amendments made to ss. 560.404 and 560.405, F.S., in references thereto; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Bradley, **CS for CS for CS for SB 920**, as amended, was passed and certified to the House. The vote on passage was:

Yea—31

Mr. President	Gibson	Rouson
Baxley	Grimsley	Simmons
Bean	Hukill	Simpson
Benacquisto	Hutson	Stargel
Book	Lee	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Young
Gainer	Powell	
Galvano	Rader	

Nays—5

Campbell	Garcia	Taddeo
Flores	Rodriguez	

Vote after roll call:

Nay to Yea—Campbell

CS for CS for CS for SB 616—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; revising the definitions of the terms "motor vehicle dealer," "franchised motor vehicle dealer," "independent motor vehicle dealer," and "wholesale motor vehicle dealer"; providing that certain motor vehicle dealers who have their motor vehicle dealer licenses revoked may continue to advertise and demonstrate motor vehicles under certain circumstances; deleting the definition of "motor vehicle broker"; adding an exception to the prohibition against persons other than licensed motor vehicle dealers from advertising for sale or lease any motor vehicle belonging to another party; authorizing owners of motor vehicles titled in their names to advertise and offer motor vehicles for sale on their own behalf, provided such vehicles are acquired and sold in good faith and not for the purpose of avoiding specified requirements; prohibiting a licensed motor vehicle dealer from allowing any person other than its bona fide employee to use its motor vehicle dealer license for the purpose of acting in the

capacity of or conducting motor vehicle lease transactions as a motor vehicle dealer; providing that any person acting in violation of specified licensing requirements or misrepresenting to any person his or her relationship with any motor vehicle dealer is deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; requiring, within a specified timeframe, the Department of Highway Safety and Motor Vehicles to deliver or mail to each licensee the necessary renewal forms along with a statement that the licensee is required to complete any applicable continuing education or industry certification requirements; deleting certain continuing education and certification requirements; requiring any licensee who does not file his or her application and fees and any other requisite documents, as required by law, before the license expiration date to cease engaging in business as a motor vehicle dealer on the license expiration date; requiring applications received by the department for renewal of independent motor vehicle dealer licenses to certify that the dealer has completed continuing education before filing the renewal forms with the department, subject to certain requirements; providing requirements for continuing education and dealer schools; authorizing such schools to charge a fee for providing continuing education; requiring applications received by the department for renewal of franchised motor vehicle dealer licenses to certify that the dealer has completed certain industry certification before filing the renewal forms with the department, subject to certain requirements; providing requirements for industry certification and certain statewide industry associations of franchised motor vehicle dealers; authorizing an association to charge up to a specified fee for providing the industry certification; providing for annual adjustments to the maximum fee, beginning on a specified date; authorizing industry certification for licensees belonging to a dealership group to be accomplished by a certain designated person; defining the term "dealership group"; requiring a licensee who seeks to satisfy the certification through a dealership group to provide the department with certain evidence at the time of filing the certificate of completion; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Passidomo, **CS for CS for CS for SB 616**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for SB 1046—A bill to be entitled An act relating to trust funds; creating s. 787.0611, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Law Enforcement; providing the funding sources for the trust fund; requiring the department to administer the fund; providing the purpose of the trust fund; authorizing the department to contract with certain entities, subject to availability of funds and appropriations; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Book, **CS for SB 1046** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

CS for SB 382—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2017-193, Laws of Florida; providing for "The Hope and Healing Highway" designation, notwithstanding a specified provision; providing an effective date.

—as amended March 2, was read the third time by title.

On motion by Senator Book, **CS for SB 382**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hukill	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for SB 992—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising requirements relating to the operation of water storage and use for Phase I and Phase II of the C-51 reservoir project if state funds are appropriated for such phases; authorizing the South Florida Water Management District to enter into certain capacity allocation agreements and to request a waiver for repayment of certain loans; authorizing the Department of Environmental Protection to waive such loan repayment under certain conditions; specifying that the district is not responsible for repayment of such waived loans; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for SB 992** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bracy	Campbell
Baxley	Bradley	Farmer
Bean	Brandes	Flores
Benacquisto	Braynon	Gainer
Book	Broxson	Galvano

Garcia	Passidomo	Stargel	Powell	Simpson	Thurston
Gibson	Perry	Steube	Rader	Stargel	Torres
Grimsley	Powell	Taddeo	Rodriguez	Steube	Young
Hukill	Rader	Thurston	Rouson	Stewart	
Hutson	Rodriguez	Torres	Simmons	Taddeo	
Lee	Rouson	Young			
Mayfield	Simmons				
Montford	Simpson				

Nays—None

Vote after roll call:

Yea—Stewart

SB 1712—A bill to be entitled An act relating to postsecondary revenue bonds and debt; amending s. 1010.62, F.S.; authorizing state universities to use specified moneys to pay debt service on revenue bonds if required by a specified federal program; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **SB 1712** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

Vote after roll call:

Yea—Rouson

On motion by Senator Steube, by unanimous consent—

SB 162—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Steube, **SB 162** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Broxson	Grimsley
Baxley	Campbell	Hukill
Bean	Farmer	Hutson
Benacquisto	Flores	Lee
Book	Gainer	Mayfield
Bradley	Galvano	Montford
Brandes	Garcia	Passidomo
Braynon	Gibson	Perry

Nays—None

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

SPECIAL ORDER CALENDAR

On motion by Senator Galvano—

CS for SB 7026—A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; creating s. 16.63, F.S.; establishing the Medical Reimbursement Program for Victims of Mass Shootings in the Department of Legal Affairs; defining the term “mass shooting”; requiring the department to reimburse verified or designated trauma centers for certain costs associated with treating victims for injuries associated with a mass shooting; requiring a verified or designated trauma center that requests a reimbursement to accept it as payment in full; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 394.463, F.S.; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person’s residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.34, F.S.; defining the term “bump-fire stock”; prohibiting the importation, transfer, distribution, transport, sale, or giving of a bump-fire stock in this state; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing

for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures by a certain date; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from knowingly filing a petition for such an order which contains materially false or misleading information; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Florida Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Florida Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1000.051, F.S.; providing legislative intent regarding school safety and security; creating s. 1001.217, F.S.; creating the Office of Safe Schools; providing the purpose and duties of the office; amending ss. 1002.221 and 1002.225, F.S.; providing for construction regarding the applicability of public records exemptions for security system plans and security systems; amending s. 1006.04, F.S.; establishing the Multiagency Service Network for Students with Severe Emotional Disturbance; specifying the goals and duties of the program; authorizing the Legislature to provide funding to the department to award grants; creating s. 1006.05, F.S.; providing a purpose of the mental health assistance allocation; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the Commissioner of Education; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the commissioner by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; amending s. 1006.07, F.S.; requiring district school boards to formulate and prescribe policies and procedures for active shooter situations; requiring that active shooter situation training for each school be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus; requiring each school district to designate a threat assessment team; requiring each school district to conduct certain assessments in a specified format; requiring a district school superintendent to annually provide specified entities with certain findings and certain strategy and activity recommendations to improve school safety and security; requiring that district school boards allow campus tours by such law enforcement agency or agencies at specified times and for specified purposes; requiring that certain recommendations be documented by such board or principal; requiring each district school board to designate or appoint a district school safety specialist; providing duties of the school safety specialist; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the Florida Sheriff's Marshal Program meets the requirement; creating s. 1006.149, F.S.; establishing the Public School Emer-

gency Response Learning System Program within the department; establishing the program as a partnership between local law enforcement agencies and public education entities; specifying activities, training, notification systems, and resources provided through the program; requiring each program participant to develop a preemptive plan of action; authorizing funding provided by the Legislature to implement the program; creating s. 1006.1491, F.S.; creating the Florida Sheriff's Marshal Program within the department; specifying a purpose; defining terms; establishing program eligibility requirements; authorizing special deputy sheriffs to perform certain duties, under specified circumstances; specifying training and instructional requirements; specifying grounds for termination and denial of participants; specifying implementation requirements; authorizing funding as provided by the Legislature; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; expanding the safe schools allocation to provide funding for specified school safety provisions; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S.; relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; requiring the Department of Agriculture and Consumer Services to transfer, annually and by a specified date, a percentage of the fees collected for new and renewal concealed weapon or firearm licenses from the Division of Licensing Trust Fund to the Department of Legal Affairs to reimburse the trauma centers; providing appropriations; providing an effective date.

—was read the second time by title.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 4:00 p.m.

Senator Galvano moved the following amendment:

Amendment 1 (234288) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as the “Marjory Stoneman Douglas High School Public Safety Act.”*

Section 2. *The Legislature finds there is a need to comprehensively address the crisis of gun violence, including but not limited to, gun violence on school campuses. The Legislature intends to address this crisis by providing law enforcement and the courts with the tools to enhance public safety by temporarily restricting firearm possession by a person who is undergoing a mental health crisis and when there is evidence of a threat of violence, and by promoting school safety and enhanced coordination between education and law enforcement entities at the state and local level.*

Section 3. Paragraph (d) is added to subsection (5) of section 16.555, Florida Statutes, to read:

16.555 Crime Stoppers Trust Fund; rulemaking.—

(5)

(d) *Grants may be awarded to fund student crime watch programs pursuant to s. 1006.07(3).*

Section 4. Paragraph (j) is added to subsection (3) of section 20.15, Florida Statutes, to read:

20.15 Department of Education.—There is created a Department of Education.

(3) DIVISIONS.—The following divisions of the Department of Education are established:

(j) *The Office of Safe Schools.*

Section 5. Paragraph (k) is added to subsection (1) of section 30.15, Florida Statutes, to read:

30.15 Powers, duties, and obligations.—

(1) Sheriffs, in their respective counties, in person or by deputy, shall:

(k) *Establish, if the sheriff so chooses, a school marshal program to aid in the prevention or abatement of active assailant incidents on school premises. A school marshal has no authority to act in any law enforcement capacity except to the extent necessary to prevent or abate an active assailant incident on a school premises. The sheriff who chooses to establish the program shall appoint as school marshals, without the power of arrest, school employees who volunteer and who:*

1. *Hold a valid license issued under s. 790.06.*

2. *Complete 132 total hours of comprehensive firearm safety and proficiency training conducted by Criminal Justice Standards and Training Commission-certified instructors, which must include:*

a. *Eighty hours of firearms instruction based on the Criminal Justice Standards and Training Commission's Law Enforcement Academy training model, which must include at least 10 percent but no more than 20 percent more rounds fired than associated with academy training. Program participants must achieve an 85 percent pass rate on the firearms training.*

b. *Sixteen hours of instruction in precision pistol.*

c. *Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.*

d. *Eight hours of instruction in active shooter or assailant scenarios.*

e. *Eight hours of instruction in defensive tactics.*

f. *Twelve hours of instruction in legal issues.*

3. *Pass a psychological evaluation administered by a psychologist licensed under chapter 490 and designated by the Department of Law Enforcement and submit the results of the evaluation to the sheriff's office. The Department of Law Enforcement is authorized to provide the sheriff's office with mental health and substance abuse data for compliance with this paragraph.*

4. *Submit to and pass an initial drug test and subsequent random drug tests in accordance with the requirements of s. 112.0455 and the sheriff's office.*

5. *Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis.*

The sheriff shall issue a school marshal certificate to individuals who meet the requirements of subparagraph 2. The sheriff shall maintain documentation of weapon and equipment inspections, as well as the training, certification, inspection, and qualification records of each school marshal appointed by the sheriff.

Section 6. Paragraph (c) of subsection (9) of section 121.091, Florida Statutes, is amended, and paragraph (f) is added to that subsection to read:

121.091 Benefits payable under the system.—Benefits may not be paid under this section unless the member has terminated employment as provided in s. 121.021(39)(a) or begun participation in the Deferred Retirement Option Program as provided in subsection (13), and a proper application has been filed in the manner prescribed by the department.

The department may cancel an application for retirement benefits when the member or beneficiary fails to timely provide the information and documents required by this chapter and the department's rules. The department shall adopt rules establishing procedures for application for retirement benefits and for the cancellation of such application when the required information or documents are not received.

(9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.—

(c) Any person whose retirement is effective on or after July 1, 2010, or whose participation in the Deferred Retirement Option Program terminates on or after July 1, 2010, who is retired under this chapter, except under the disability retirement provisions of subsection (4) or as provided in s. 121.053, may be reemployed by an employer that participates in a state-administered retirement system and receive retirement benefits and compensation from that employer. However, a person may not be reemployed by an employer participating in the Florida Retirement System before meeting the definition of termination in s. 121.021 and may not receive both a salary from the employer and retirement benefits for 6 calendar months after meeting the definition of termination, except as provided in paragraph (f). However, a DROP participant shall continue employment and receive a salary during the period of participation in the Deferred Retirement Option Program, as provided in subsection (13).

1. The reemployed retiree may not renew membership in the Florida Retirement System, except as provided in s. 121.122.

2. The employer shall pay retirement contributions in an amount equal to the unfunded actuarial liability portion of the employer contribution that would be required for active members of the Florida Retirement System in addition to the contributions required by s. 121.76.

3. A retiree initially reemployed in violation of this paragraph and an employer that employs or appoints such person are jointly and severally liable for reimbursement of any retirement benefits paid to the retirement trust fund from which the benefits were paid, including the Florida Retirement System Trust Fund and the Public Employee Optional Retirement Program Trust Fund, as appropriate. The employer must have a written statement from the employee that he or she is not retired from a state-administered retirement system. Retirement benefits shall remain suspended until repayment is made. Benefits suspended beyond the end of the retiree's 6-month reemployment limitation period shall apply toward the repayment of benefits received in violation of this paragraph.

(f) *A retired law enforcement officer may be reemployed as a school resource officer by an employer that participates in the Florida Retirement System and receive compensation from that employer and retirement benefits after meeting the definition of termination in s. 121.021, but may not receive both a salary from the employer and retirement benefits for 6 calendar months immediately subsequent to the date of retirement. The reemployed retired law enforcement officer may not renew membership in the Florida Retirement System, except as provided in s. 121.122.*

Section 7. Paragraphs (c) and (d) of subsection (2) of section 394.463, Florida Statutes, are amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(c) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may:

1. *Serve and execute such order on any day of the week, at any time of the day or night; and*

2. *Use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and take custody of the person who is the subject of the ex parte order. When practicable, a law enforcement officer who has received crisis intervention team (CIT) training shall be assigned to serve and execute the ex parte order.*

(d)1. *A law enforcement officer taking custody of a person under this subsection may seize and hold a firearm or any ammunition the person*

possesses at the time of taking him or her into custody if the person poses a potential danger to himself or herself or others and has made a credible threat of violence against another person.

2. If the law enforcement officer takes custody of the person at the person's residence and the criteria in subparagraph 1. have been met, the law enforcement officer may seek the voluntary surrender of firearms or ammunition kept in the residence which have not already been seized under subparagraph 1. If such firearms or ammunition are not voluntarily surrendered, or if the person has other firearms or ammunition that were not seized or voluntarily surrendered when he or she was taken into custody, a law enforcement officer may petition the appropriate court under s. 790.401 for a risk protection order against the person.

3. Firearms or ammunition seized or voluntarily surrendered under this paragraph must be made available for return no later than 24 hours after the person taken into custody can document that he or she is no longer subject to involuntary examination and has been released or discharged from any inpatient or involuntary outpatient treatment provided or ordered under paragraph (g), unless a risk protection order entered under s. 790.401 directs the law enforcement agency to hold the firearms or ammunition for a longer period or the person is subject to a firearm purchase disability under s. 790.065(2), or a firearm possession and firearm ownership disability under s. 790.064. The process for the actual return of firearms or ammunition seized or voluntarily surrendered under this paragraph may not take longer than 7 days.

4. Law enforcement agencies must develop policies and procedures relating to the seizure, storage, and return of firearms or ammunition held under this paragraph. ~~A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and to take custody of the person who is the subject of the ex parte order.~~

Section 8. Section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(1) The department shall establish, within available resources, an array of services to meet the individualized service and treatment needs of children and adolescents who are members of the target populations specified in s. 394.493, and of their families. It is the intent of the Legislature that a child or adolescent may not be admitted to a state mental health facility and such a facility may not be included within the array of services.

(2) The array of services must include assessment services that provide a professional interpretation of the nature of the problems of the child or adolescent and his or her family; family issues that may impact the problems; additional factors that contribute to the problems; and the assets, strengths, and resources of the child or adolescent and his or her family. The assessment services to be provided shall be determined by the clinical needs of each child or adolescent. Assessment services include, but are not limited to, evaluation and screening in the following areas:

- (a) Physical and mental health for purposes of identifying medical and psychiatric problems.
- (b) Psychological functioning, as determined through a battery of psychological tests.
- (c) Intelligence and academic achievement.
- (d) Social and behavioral functioning.
- (e) Family functioning.

The assessment for academic achievement is the financial responsibility of the school district. The department shall cooperate with other state agencies and the school district to avoid duplicating assessment services.

(3) Assessments must be performed by:

- (a) A professional as defined in s. 394.455(5), (7), (32), (35), or (36);

- (b) A professional licensed under chapter 491; or

- (c) A person who is under the direct supervision of a qualified professional as defined in s. 394.455(5), (7), (32), (35), or (36) or a professional licensed under chapter 491.

- (4) The array of services may include, but is not limited to:

- (a) Prevention services.
- (b) Home-based services.
- (c) School-based services.
- (d) Family therapy.
- (e) Family support.
- (f) Respite services.
- (g) Outpatient treatment.
- (h) Day treatment.
- (i) Crisis stabilization.
- (j) Therapeutic foster care.
- (k) Residential treatment.
- (l) Inpatient hospitalization.
- (m) Case management.
- (n) Services for victims of sex offenses.
- (o) Transitional services.

- (p) Trauma-informed services for children who have suffered sexual exploitation as defined in s. 39.01(71)(g).

(5) In order to enhance collaboration between agencies and to facilitate the provision of services by the child and adolescent mental health treatment and support system and the school district, the local child and adolescent mental health system of care shall include the local educational multiagency network for severely emotionally disturbed students specified in s. 1006.04.

(6) *The department shall contract for community action treatment teams throughout the state with the managing entities. A community action treatment team shall:*

(a) Provide community-based behavioral health and support services to children from 11 to 13 years of age, adolescents, and young adults from 18 to 21 years of age with serious behavioral health conditions who are at risk of out-of-home placement as demonstrated by:

- 1. Repeated failures at less intensive levels of care;*
- 2. Two or more behavioral health hospitalizations;*
- 3. Involvement with the Department of Juvenile Justice;*
- 4. A history of multiple episodes involving law enforcement; or*
- 5. A record of poor academic performance or suspensions.*

Children younger than 11 years of age who otherwise meet the criteria in this paragraph may be candidates for such services if they demonstrate two or more of the characteristics listed in subparagraph 1.-5.

(b) Use an integrated service delivery approach to comprehensively address the needs of the child, adolescent, or young adult and strengthen his or her family and support systems to assist the child, adolescent, or young adult to live successfully in the community. A community action treatment team shall address the therapeutic needs of the child, adolescent, or young adult receiving services and assist parents and caregivers in obtaining services and support. The community action treatment team shall make referrals to specialized treatment providers if

necessary, with follow up by the community action treatment team to ensure services are received.

(c) Focus on engaging the child, adolescent, or young adult and his or her family as active participants in every phase of the treatment process. Community action treatment teams shall be available to the child, adolescent, or young adult and his or her family at all times.

(d) Coordinate with other key entities providing services and supports to the child, adolescent, or young adult and his or her family, including, but not limited to, the child's, adolescent's, or young adult's school, the local educational multiagency network for severely emotionally disturbed students under s. 1006.04, the child welfare system, and the juvenile justice system. Community action treatment teams shall also coordinate with the managing entity in their service location.

(e)1. Subject to appropriations and at a minimum, individually serve each of the following counties or regions:

- a. Alachua.
- b. Alachua, Columbia, Dixie, Hamilton, Lafayette, and Suwannee.
- c. Bay.
- d. Brevard.
- e. Collier.
- f. DeSoto and Sarasota.
- g. Duval.
- h. Escambia.
- i. Hardee, Highlands, and Polk.
- j. Hillsborough.
- k. Indian River, Martin, Okeechobee, and St. Lucie.
- l. Lake and Sumter.
- m. Lee.
- n. Manatee.
- o. Marion.
- p. Miami-Dade.
- q. Okaloosa.
- r. Orange.
- s. Palm Beach.
- t. Pasco.
- u. Pinellas.
- v. Walton.

2. Subject to appropriations, the department shall contract for additional teams through the managing entities to ensure the availability of community action treatment team services in the remaining areas of the state.

Section 9. Section 790.064, Florida Statutes, is created to read:

790.064 Firearm possession and firearm ownership disability.—

(1) A person who has been adjudicated mentally defective or who has been committed to a mental institution, as those terms are defined in s. 790.065(2), may not own a firearm or possess a firearm until relief from the firearm possession and firearm ownership disability is obtained.

(2) The firearm possession and firearm ownership disability runs concurrently with the firearm purchase disability provided in s. 790.065(2).

(3) A person may petition the court that made the adjudication or commitment, or that ordered that the record be submitted to the Department of Law Enforcement pursuant to s. 790.065(2), for relief from the firearm possession and firearm ownership disability.

(4) The person seeking relief must follow the procedures set forth in s. 790.065(2) for obtaining relief from the firearm purchase disability in seeking relief from the firearm possession and firearm ownership disability.

(5) The person may seek relief from the firearm possession and firearm ownership disability simultaneously with the relief being sought from the firearm purchase disability, if such relief is sought, pursuant to the procedure set forth in s. 790.065(2).

Section 10. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), and a new subsection (13) is added to that section, to read:

790.065 Sale and delivery of firearms.—

(13) A person younger than 21 years of age may not purchase a firearm. The sale or transfer of a firearm to a person younger than 21 years of age may not be made or facilitated by a licensed importer, licensed manufacturer, or licensed dealer. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. The prohibitions of this subsection do not apply to the purchase of a rifle or shotgun by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

Section 11. Section 790.0655, Florida Statutes, is amended to read:

790.0655 Purchase and delivery of firearms ~~handguns~~; mandatory waiting period; exceptions; penalties.—

(1)(a) ~~There shall be~~ A mandatory ~~3-day~~ waiting period is imposed between the purchase and delivery of a firearm. The mandatory waiting period is, ~~which shall be~~ 3 days, excluding weekends and legal holidays, or expires upon the completion of the records checks required under s. 790.065, whichever occurs later ~~between the purchase and the delivery at retail of any handgun~~. "Purchase" means the transfer of money or other valuable consideration to the retailer. "~~Handgun~~" means a firearm ~~capable of being carried and used by one hand, such as a pistol or revolver~~. "Retailer" means and includes a licensed importer, licensed manufacturer, or licensed dealer ~~every person~~ engaged in the business of making firearm sales at retail or for distribution, or use, or consumption, or storage to be used or consumed in this state, as defined in s. 212.02(13).

(b) Records of firearm ~~handgun~~ sales must be available for inspection by any law enforcement agency, as defined in s. 934.02, during normal business hours.

(2) The ~~3-day~~ waiting period ~~does shall~~ not apply in the following circumstances:

(a) When a firearm ~~handgun~~ is being purchased by a holder of a concealed weapons permit as defined in s. 790.06.

(b) To a trade-in of another firearm ~~handgun~~.

(c) To the purchase of a rifle or shotgun, upon a person's successfully completing a minimum of a 16-hour hunter safety course and possessing a hunter safety certification card issued under s. 379.3581. A person who is exempt from the hunter safety course requirements under s. 379.3581 and holds a valid Florida hunting license, is exempt from the mandatory waiting period under this section for the purchase of a rifle or shotgun.

(d) When a rifle or shotgun is being purchased by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

(3) It is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084:

(a) For any retailer, or any employee or agent of a retailer, to deliver a ~~firearm handgun~~ before the expiration of the ~~3-day~~ waiting period, subject to the exceptions provided in subsection (2).

(b) For a purchaser to obtain delivery of a ~~firearm handgun~~ by fraud, false pretense, or false representation.

Section 12. Effective October 1, 2018, section 790.222, Florida Statutes, is created to read:

790.222 Bump-fire stocks prohibited.—A person may not import into this state or transfer, distribute, sell, keep for sale, offer for sale, possess, or give to another person a bump-fire stock. A person who violates this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this section, the term “bump-fire stock” means a conversion kit, a tool, an accessory, or a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or which is used to increase the rate of fire to a faster rate than is possible for a person to fire such semiautomatic firearm unassisted by a kit, a tool, an accessory, or a device.

Section 13. (1) Section 790.401, Florida Statutes, is intended to temporarily prevent individuals who are at high risk of harming themselves or others from accessing firearms or ammunition by allowing law enforcement officers to obtain a court order when there is demonstrated evidence that a person poses a significant danger to himself or herself or others, including significant danger as a result of a mental health crisis or violent behavior.

(2) The purpose and intent of s. 790.401, Florida Statutes, is to reduce deaths and injuries as a result of certain individuals’ use of firearms while respecting constitutional rights by providing a judicial procedure for law enforcement officers to obtain a court order temporarily restricting a person’s access to firearms and ammunition. The process established by s. 790.401, Florida Statutes, is intended to apply only to situations in which the person poses a significant danger of harming himself or herself or others by possessing a firearm or ammunition and to include standards and safeguards to protect the rights of respondents and due process of law.

Section 14. Section 790.401, Florida Statutes, may be cited as “The Risk Protection Order Act.”

Section 15. Section 790.401, Florida Statutes, is created to read:

790.401 Risk protection orders.—

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

(a) “Petitioner” means a law enforcement officer or a law enforcement agency that petitions a court for a risk protection order under this section.

(b) “Respondent” means the individual who is identified as the respondent in a petition filed under this section.

(c) “Risk protection order” means a temporary ex parte order or a final order granted under this section.

(2) **PETITION FOR A RISK PROTECTION ORDER.**—There is created an action known as a petition for a risk protection order.

(a) A petition for a risk protection order may be filed by a law enforcement officer or law enforcement agency.

(b) An action under this section must be filed in the county where the petitioner’s law enforcement office is located or the county where the respondent resides.

(c) Such petition for a risk protection order does not require either party to be represented by an attorney.

(d) Notwithstanding any other law, attorney fees may not be awarded in any proceeding under this section.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any

ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent’s current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(f) The petitioner must make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice must state that the petitioner intends to petition the court for a risk protection order or has already done so and must include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner must attest in the petition to having provided such notice or must attest to the steps that will be taken to provide such notice.

(g) The petitioner must list the address of record on the petition as being where the appropriate law enforcement agency is located.

(h) A court or a public agency may not charge fees for filing or for service of process to a petitioner seeking relief under this section and must provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(i) A person is not required to post a bond to obtain relief in any proceeding under this section.

(j) The circuit courts of this state have jurisdiction over proceedings under this section.

(3) **RISK PROTECTION ORDER HEARINGS AND ISSUANCE.**—

(a) Upon receipt of a petition, the court must order a hearing to be held no later than 14 days after the date of the order and must issue a notice of hearing to the respondent for the same.

1. The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as provided in subsection (5).

2. The court may, as provided in subsection (4), issue a temporary ex parte risk protection order pending the hearing ordered under this subsection. Such temporary ex parte order must be served concurrently with the notice of hearing and petition as provided in subsection (5).

3. The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court must receive assurances of the petitioner’s identity before conducting a telephonic hearing.

(b) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court must issue a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months.

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or threats of violence by the respondent against himself or herself or others.

3. Evidence of the respondent being seriously mentally ill or having recurring mental health issues.

4. A violation by the respondent of a risk protection order or a no contact order issued under s. 741.30, s. 784.046, or s. 784.0485.

5. A previous or existing risk protection order issued against the respondent.

6. A violation of a previous or existing risk protection order issued against the respondent.

7. Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as defined in s. 741.28.

8. The respondent's ownership of, access to, or intent to possess firearms or ammunition.

9. The unlawful or reckless use, display, or brandishing of a firearm by the respondent.

10. The recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person.

11. Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of violence.

12. Corroborated evidence of the abuse of controlled substances or alcohol by the respondent.

13. Evidence of recent acquisition of firearms or ammunition by the respondent.

14. Any relevant information from family and household members concerning the respondent.

15. Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(d) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action either must present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained, or must present the evidence under oath at a hearing at which all parties are present.

(e) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under s. 741.30.

(f) During the hearing, the court must consider whether a mental health evaluation or chemical dependency evaluation is appropriate and, if such determination is made, may order such evaluations, if appropriate.

(g) A risk protection order must include all of the following:

1. A statement of the grounds supporting the issuance of the order;
2. The date the order was issued;
3. The date the order ends;
4. Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;
5. The address of the court in which any responsive pleading should be filed;
6. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and
7. The following statement:

"To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or pos-

session and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order."

(h) If the court issues a risk protection order, the court must inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection (6). The court shall provide the respondent with a form to request a hearing to vacate.

(i) If the court denies the petitioner's request for a risk protection order, the court must state the particular reasons for the denial.

(4) TEMPORARY EX PARTE RISK PROTECTION ORDERS.—

(a) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(b) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including the evidence described in paragraph (3)(c).

(c) If a court finds there is reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court must issue a temporary ex parte risk protection order.

(d) The court must hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(e) A temporary ex parte risk protection order must include all of the following:

1. A statement of the grounds asserted for the order;
2. The date the order was issued;
3. The address of the court in which any responsive pleading may be filed;
4. The date and time of the scheduled hearing;
5. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and
6. The following statement:

"To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. A hearing will be held on the date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a court issuing an order against you which is valid for 1 year. You may seek the advice of an attorney as to any matter connected with this order."

(f) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(g) A temporary ex parte risk protection order must be served by a law enforcement officer in the same manner as provided for in subsection (5) for service of the notice of hearing and petition and must be served concurrently with the notice of hearing and petition.

(h) If the court denies the petitioner's request for a temporary ex parte risk protection order, the court must state the particular reasons for the denial.

(5) SERVICE.—

(a) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county where the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as possible on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff must verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent's physical description and location. Notwithstanding any other provision of law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents, unless the other documents are of a similar emergency nature.

(b) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in paragraph (a) must be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. When an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

(6) TERMINATION AND EXTENSION OF ORDERS.—

(a) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any.

1. Upon receipt of the request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request must be served on the petitioner in accordance with subsection (5). The hearing must occur no sooner than 14 days and no later than 30 days after the date of service of the request upon the petitioner.

2. The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds after the hearing that the respondent has met his or her burden of proof, the court must vacate the order.

4. The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(b) The court must notify the petitioner of the impending end of a risk protection order. Notice must be received by the petitioner at least 30 days before the date the order ends.

(c) The petitioner may, by motion, request an extension of a risk protection order at any time within 30 days before the end of the order.

1. Upon receipt of the motion to extend, the court shall order that a hearing be held no later than 14 days after the date the order is issued and shall schedule such hearing.

a. The court may schedule a hearing by telephone in the manner provided by subparagraph (3)(a)3.

b. The respondent must be personally serviced in the same manner provided by subsection (5).

2. In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection (3) continue to be met, the court must extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension.

4. The court may extend a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months, subject to an order to vacate as provided in paragraph (a) or to another extension order by the court.

(7) SURRENDER OF FIREARMS AND AMMUNITION.—

(a) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection (9), and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent.

(b) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent. The law enforcement officer shall take possession of all firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, which are surrendered. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent must surrender any firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, in a safe manner to the control of the local law enforcement agency immediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding ss. 933.02 and 933.18, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(c) At the time of surrender, a law enforcement officer taking possession of any firearm or ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered, and any license surrendered and shall provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the law enforcement officer serving the order shall file the original receipt with the court and shall ensure that his or her law enforcement agency retains a copy of the receipt.

(d) Notwithstanding ss. 933.02 and 933.18, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition owned by the respondent, as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the re-

spondent has failed to surrender all firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. If the court finds that probable cause exists, the court must issue a warrant describing the firearms or ammunition owned by the respondent and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition owned by the respondent discovered pursuant to such search.

(e) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

1. The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition.

2. The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(f) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than 3 business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(g) All law enforcement agencies must develop policies and procedures regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

(8) RETURN AND DISPOSAL OF FIREARMS AND AMMUNITION.—

(a) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition owned by the respondent or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, that has been surrendered or seized pursuant to this section must return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm issued under s. 790.06, as requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(b) If a risk protection order is vacated or ends without extension, the Department of Agriculture and Consumer Services, if it has suspended a license to carry a concealed weapon or firearm pursuant to this section, must reinstate such license only after confirming that the respondent is currently eligible to have a license to carry a concealed weapon or firearm pursuant to s. 790.06.

(c) A law enforcement agency must provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition owned by the respondent.

(d) Any firearm and ammunition surrendered by a respondent pursuant to subsection (7) which remains unclaimed for 1 year by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

(9) TRANSFER OF FIREARMS AND AMMUNITION.—A respondent may elect to transfer all firearms and ammunition owned by the respondent that have been surrendered to or seized by a local law enforcement agency pursuant to subsection (7) to another person who is willing to receive the respondent's firearms and ammunition. The law enforcement agency must allow such a transfer only if it is determined that the chosen recipient:

(a) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(b) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(c) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

(10) REPORTING OF ORDERS.—

(a) Within 24 hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(b) Within 24 hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Florida Crime Information Center and National Crime Information Center. The order must remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems which has ended or been vacated. Entry of the order into the Florida Crime Information Center and National Crime Information Center constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(c) The issuing court shall, within 3 business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the Department of Agriculture and Consumer Services. Upon receipt of the information, the department shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the department must immediately suspend the license.

(d) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the Department of Agriculture and Consumer Services and the appropriate law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to paragraph (b).

(11) PENALTIES.—

(a) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in regard to any material matter commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) LAW ENFORCEMENT RETAINS OTHER AUTHORITY.—This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

(13) LIABILITY.—Except as provided in subsection (8) or subsection (11), this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order, including, but not limited to, providing notice to the petitioner, a family or household member of the respondent, and any known third party who may be at risk of violence or failure to provide such notice, or reporting, declining to report, investigating, declining to investigate, filing, or declining to file, a petition under this section.

(14) INSTRUCTIONAL AND INFORMATIONAL MATERIAL.—

(a) The Office of the State Courts Administrator shall develop and prepare instructions and informational brochures, standard petitions and risk protection order forms, and a court staff handbook on the risk

protection order process. The standard petition and order forms must be used after January 1, 2019, for all petitions filed and orders issued pursuant to this section. The office shall determine the significant non-English-speaking or limited English-speaking populations in the state and prepare the instructions and informational brochures and standard petitions and risk protection order forms in such languages. The instructions, brochures, forms, and handbook must be prepared in consultation with interested persons, including representatives of gun violence prevention groups, judges, and law enforcement personnel. Materials must be based on best practices and must be available online to the public.

1. The instructions must be designed to assist petitioners in completing the petition and must include a sample of a standard petition and order for protection forms.

2. The instructions and standard petition must include a means for the petitioner to identify, with only layman's knowledge, the firearms or ammunition the respondent may own, possess, receive, or have in his or her custody or control. The instructions must provide pictures of types of firearms and ammunition that the petitioner may choose from to identify the relevant firearms or ammunition, or must provide an equivalent means to allow petitioners to identify firearms or ammunition without requiring specific or technical knowledge regarding the firearms or ammunition.

3. The informational brochure must describe the use of and the process for obtaining, extending, and vacating a risk protection order under this section and must provide relevant forms.

4. The risk protection order form must include, in a conspicuous location, notice of criminal penalties resulting from violation of the order and the following statement: "You have the sole responsibility to avoid or refrain from violating this order's provisions. Only the court can change the order and only upon written request."

5. The court staff handbook must allow for the addition of a community resource list by the clerk of the court.

(b) Any clerk of court may create a community resource list of crisis intervention, mental health, substance abuse, interpreter, counseling, and other relevant resources serving the county in which the court is located. The court may make the community resource list available as part of or in addition to the informational brochures described in paragraph (a).

(c) The Office of the State Courts Administrator shall distribute a master copy of the petition and order forms, instructions, and informational brochures to the clerks of court. Distribution of all documents shall, at a minimum, be in an electronic format or formats accessible to all courts and clerks of court in the state.

(d) Within 90 days after receipt of the master copy from the Office of the State Courts Administrator, the clerk of the court shall make available the standardized forms, instructions, and informational brochures required by this subsection.

(e) The Office of the State Courts Administrator shall update the instructions, brochures, standard petition and risk protection order forms, and court staff handbook as necessary, including when changes in the law make an update necessary.

Section 16. Section 836.10, Florida Statutes, is amended to read:

836.10 Written threats to kill, ~~or~~ do bodily injury, or conduct a mass shooting or an act of terrorism; punishment.—Any person who writes or composes and also sends or procures the sending of any letter, inscribed communication, or electronic communication, whether such letter or communication be signed or anonymous, to any person, containing a threat to kill or to do bodily injury to the person to whom such letter or communication is sent, or a threat to kill or do bodily injury to any member of the family of the person to whom such letter or communication is sent, or any person who makes, posts, or transmits a threat in a writing or other record, including an electronic record, to conduct a mass shooting or an act of terrorism, in any manner that would allow another person to view the threat, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 17. Paragraph (f) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(f) LEVEL 6

Florida Statute	Felony Degree	Description
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
775.0875(1)	3rd	Taking firearm from law enforcement officer.
784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.
784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
784.041	3rd	Felony battery; domestic battery by strangulation.
784.048(3)	3rd	Aggravated stalking; credible threat.
784.048(5)	3rd	Aggravated stalking of person under 16.
784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.
784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.
784.081(2)	2nd	Aggravated assault on specified official or employee.
784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.
784.083(2)	2nd	Aggravated assault on code inspector.
787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state prop-

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
		erty, or use of firearms in violent manner.	836.10	2nd	Written threats to kill, or do bodily injury, or conduct a mass shooting or an act of terrorism.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	843.12	3rd	Aids or assists person to escape.
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
794.05(1)	2nd	Unlawful sexual activity with specified minor.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	944.40	2nd	Escapes.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.
812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.	Section 18. Section 943.082, Florida Statutes, is created to read:		
812.015(9)(b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.	943.082 School Safety Awareness Program.—		
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	(1) In collaboration with the Department of Legal Affairs, the department shall competitively procure a mobile suspicious activity reporting tool that allows students and the community to relay information anonymously concerning unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials. As recommended by students of Marjory Stoneman Douglas High School, the program shall be named “FortifyFL.” At a minimum, the department must receive reports electronically through the mobile suspicious activity reporting tool that is available on both Android and Apple devices.		
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	(2) The reporting tool must notify the reporting party of the following information:		
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.	(a) That the reporting party may provide his or her report anonymously.		
825.102(1)	3rd	Abuse of an elderly person or disabled adult.	(b) That if the reporting party chooses to disclose his or her identity, that information shall be shared with the appropriate law enforcement agency and school officials; however, the law enforcement agency and school officials shall be required to maintain the information as confidential.		
825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.	(3) Information reported using the tool must be promptly forwarded to the appropriate law enforcement agency or school official.		
825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.	(4) Law enforcement dispatch centers, school districts, schools, and other entities identified by the department shall be made aware of the mobile suspicious activity reporting tool.		
825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.	(5) The department, in collaboration with the Division of Victims Services within the Office of the Attorney General and the Office of Safe Schools within the Department of Education, shall develop and provide		
827.03(2)(c)	3rd	Abuse of a child.			
827.03(2)(d)	3rd	Neglect of a child.			
827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.			
836.05	2nd	Threats; extortion.			

a comprehensive training and awareness program on the use of the mobile suspicious activity reporting tool.

Section 19. Section 943.687, Florida Statutes, is created to read:

943.687 *Marjory Stoneman Douglas High School Public Safety Commission.*—

(1) *There is created within the Department of Law Enforcement the Marjory Stoneman Douglas High School Public Safety Commission, a commission as defined in s. 20.03.*

(2)(a) *The commission shall convene no later than June 1, 2018, and shall be composed of 16 members. Five members shall be appointed by the President of the Senate, five members shall be appointed by the Speaker of the House of Representatives, and five members shall be appointed by the Governor. From the members of the commission, the Governor shall appoint the chair. Appointments must be made by April 30, 2018. The Commissioner of the Department of Law Enforcement shall serve as a member of the commission. The Secretary of Children and Families, the Secretary of Juvenile Justice, the Secretary of Health Care Administration, and the Commissioner of Education shall serve as ex officio, nonvoting members of the commission. Members shall serve at the pleasure of the officer who appointed the member. A vacancy on the commission shall be filled in the same manner as the original appointment.*

(b) *The General Counsel of the Department of Law Enforcement shall serve as the general counsel for the commission.*

(c) *The Department of Law Enforcement staff, as assigned by the chair, shall assist the commission in performing its duties.*

(d) *The commission shall meet as necessary to conduct its work at the call of the chair and at the time designated by him or her at locations throughout the state. The commission may conduct its meetings through teleconferences or other similar means.*

(e) *Members of the commission are entitled to receive reimbursement for per diem and travel expenses pursuant to s. 112.061.*

(3) *The commission shall investigate system failures in the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in this state and develop recommendations for system improvements. At a minimum, the commission shall analyze information and evidence from the Marjory Stoneman Douglas High School shooting and other mass violence incidents in this state. At a minimum the commission shall:*

(a) *Develop a timeline of the incident, incident response, and all relevant events preceding the incident, with particular attention to all perpetrator contacts with local, state and national government agencies and entities and any contract providers of such agencies and entities.*

(b) *Investigate any failures in incident responses by local law enforcement agencies and school resource officers.*

1. *Identify existing policies and procedures for active assailant incidents on school premises and evaluate the compliance with such policies and procedures in the execution of incident responses.*

2. *Evaluate existing policies and procedures for active assailant incidents on school premises in comparison with national best practices.*

3. *Evaluate the extent to which any failures in policy, procedure, or execution contributed to an inability to prevent deaths and injuries.*

4. *Make specific recommendations for improving law enforcement and school resource officer incident response in the future.*

5. *Make specific recommendations for determining the appropriate ratio of school resource officers per school by school type. At a minimum, the methodology for determining the ratio should include the school location, student population, and school design.*

(c) *Investigate any failures in interactions with perpetrators preceding mass violence incidents.*

1. *Identify the history of interactions between perpetrators and governmental entities such as schools, law enforcement agencies, courts and social service agencies, and identify any failures to adequately communicate or coordinate regarding indicators of risk or possible threats.*

2. *Evaluate the extent to which any such failures contributed to an inability to prevent deaths and injuries.*

3. *Make specific recommendations for improving communication and coordination among entities with knowledge of indicators of risk or possible threats of mass violence in the future.*

4. *Identify available state and local tools and resources for enhancing communication and coordination regarding indicators of risk or possible threats, including, but not limited to, the Department of Law Enforcement Fusion Center or Judicial Inquiry System, and make specific recommendations for using such tools and resources more effectively in the future.*

(4) *The commission has the power to investigate. The commission may delegate to its investigators the authority to administer oaths and affirmations.*

(5) *The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the attendance of witnesses to testify before the commission. The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the production of any books, papers, records, documentary evidence, and other items, including confidential information, relevant to the performance of the duties of the commission or to the exercise of its powers. The chair or any other member of the commission may administer all oaths and affirmations in the manner prescribed by law to witnesses who appear before the commission for the purpose of testifying in any matter of which the commission desires evidence. In the case of a refusal to obey a subpoena, the commission may make application to any circuit court of this state having jurisdiction to order the witness to appear before the commission and to produce evidence, if so ordered, or to give testimony relevant to the matter in question. Failure to obey the order may be punished by the court as contempt.*

(6) *The commission may call upon appropriate agencies of state government for such professional assistance as may be needed in the discharge of its duties, and such agencies shall provide such assistance in a timely manner.*

(7) *Notwithstanding any other law, the commission may request and shall be provided with access to any information or records, including exempt or confidential and exempt information or records, which pertain to the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in Florida being reviewed by the commission and which are necessary for the commission to carry out its duties. Information or records obtained by the commission which are otherwise exempt or confidential and exempt shall retain such exempt or confidential and exempt status and the commission may not disclose any such information or records.*

(8) *The commission shall submit an initial report on its findings and recommendations to the Governor, President of the Senate, and Speaker of the House of Representatives by January 1, 2019, and may issue reports annually thereafter. The commission shall sunset July 1, 2023, and this section is repealed on that date.*

Section 20. Section 1001.212, Florida Statutes, is created to read:

1001.212 *Office of Safe Schools.*—*There is created in the Department of Education the Office of Safe Schools. The office is fully accountable to the Commissioner of Education. The office shall serve as a central repository for best practices, training standards, and compliance oversight in all matters regarding school safety and security, including prevention efforts, intervention efforts, and emergency preparedness planning. The office shall:*

(1) *Establish and update as necessary a school security risk assessment tool for use by school districts pursuant to s. 1006.07(6). The office shall make the security risk assessment tool available for use by charter schools.*

(2) *Provide ongoing professional development opportunities to school district personnel.*

(3) Provide a coordinated and interdisciplinary approach to providing technical assistance and guidance to school districts on safety and security and recommendations to address findings identified pursuant to s. 1006.07(6).

(4) Develop and implement a School Safety Specialist Training Program for school safety specialists appointed pursuant to s. 1006.07(6). The office shall develop the training program which shall be based on national and state best practices on school safety and security and must include active shooter training. The office shall develop training modules in traditional or online formats. A school safety specialist certificate of completion shall be awarded to a school safety specialist who satisfactorily completes the training required by rules of the office.

(5) Review and provide recommendations on the security risk assessments. The department may contract with security personnel, consulting engineers, architects, or other safety and security experts the department deems necessary for safety and security consultant services.

(6) Coordinate with the Department of Law Enforcement to provide a centralized integrated data repository and data analytics resources to improve access to timely, complete and accurate information integrating data from, at a minimum, but not limited to, the following data sources by December 1, 2018:

- (a) Social Media;
- (b) Department of Children and Families;
- (c) Department of Law Enforcement;
- (d) Department of Juvenile Justice; and
- (e) Local law enforcement.

(7) Data that is exempt or confidential and exempt from public records requirements retains its exempt or confidential and exempt status when incorporated into the centralized integrated data repository.

(8) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, data governance and security shall ensure compliance with all applicable state and federal data privacy requirements through the use of user authorization and role based security, data anonymization and aggregation and auditing capabilities.

(9) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, each source agency providing data for the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under ch. 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies.

(10) Award grants to schools to improve the safety and security of school buildings based upon recommendations of the security risk assessment developed pursuant to subsection (1).

(11) Disseminate, in consultation with the Department of Law Enforcement, to participating schools awareness and education materials on the School Safety Awareness Program developed pursuant to s. 943.082.

Section 21. Paragraph (a) of subsection (10) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(10) EXCEPTIONS TO LAW.—To encourage innovative practices and facilitate the mission of the lab schools, in addition to the exceptions to law specified in s. 1001.23(2), the following exceptions shall be permitted for lab schools:

(a) The methods and requirements of the following statutes shall be held in abeyance: ss. 316.75; 1001.30; 1001.31; 1001.32; 1001.33; 1001.34; 1001.35; 1001.36; 1001.361; 1001.362; 1001.363; 1001.37; 1001.371; 1001.372; 1001.38; 1001.39; 1001.395; 1001.40; 1001.41; 1001.44; 1001.453; 1001.46; 1001.461; 1001.462; 1001.463; 1001.464;

1001.47; 1001.48; 1001.49; 1001.50; 1001.51; 1006.12(2) ~~1006.12(1); 1006.21(3); (4); 1006.23; 1010.07(2); 1010.40; 1010.41; 1010.42; 1010.43; 1010.44; 1010.45; 1010.46; 1010.47; 1010.48; 1010.49; 1010.50; 1010.51; 1010.52; 1010.53; 1010.54; 1010.55; 1011.02(1)-(3); (5); 1011.04; 1011.20; 1011.21; 1011.22; 1011.23; 1011.71; 1011.72; 1011.73; and 1011.74.~~

Section 22. Subsection (1) of section 1006.04, Florida Statutes, is amended to read:

1006.04 Educational multiagency services for students with severe emotional disturbance.—

(1)(a) *The multiagency network for students with emotional and behavioral disabilities works with education, mental health, child welfare, and juvenile justice professionals, along with other agencies and families, to provide children with mental illness or emotional and behavioral problems and their families with access to the services and supports they need to succeed.* ~~An intensive, integrated educational program; a continuum of mental health treatment services; and, when needed, residential services are necessary to enable students with severe emotional disturbance to develop appropriate behaviors and demonstrate academic and career education skills. The small incidence of severe emotional disturbance in the total school population requires multiagency programs to provide access to appropriate services for all students with severe emotional disturbance. District school boards should provide educational programs, and state departments and agencies administering children's mental health funds should provide mental health treatment and residential services when needed, as part of the forming a multiagency network to provide support for students with severe emotional disturbance.~~

(b) *The purpose of the multiagency network is to: The program goals for each component of the multiagency network are to*

1. Enable students with severe emotional disturbance to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living;~~to~~

2. Develop individual programs for students with severe emotional disturbance, including necessary educational, residential, and mental health treatment services;~~to~~

3. Provide programs and services as close as possible to the student's home in the least restrictive manner consistent with the student's needs;~~and to~~

4. Integrate a wide range of services necessary to support students with severe emotional disturbance and their families.

(c) *The multiagency network shall:*

1. Support and represent the needs of students in each school district in joint planning with fiscal agents of children's mental health funds, including the expansion of school-based mental health services, transition services, and integrated education and treatment programs.

2. Improve coordination of services for children with or at risk of emotional or behavioral disabilities and their families by assisting multi-agency collaborative initiatives to identify critical issues and barriers of mutual concern and develop local response systems that increase home and school connections and family engagement.

3. Increase parent and youth involvement and development with local systems of care.

4. Facilitate student and family access to effective services and programs for students with and at risk of emotional or behavioral disabilities that include necessary educational, residential, and mental health treatment services, enabling these students to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living.

Section 23. Paragraph (b) of subsection (1), paragraphs (k) through (m) of subsection (2), and subsections (3), (4), and (6) of section 1006.07, Florida Statutes, are amended, and subsections (7) and (8) are added to that section to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(1) CONTROL OF STUDENTS.—

(b) Require each student at the time of initial registration for school in the school district to note previous school expulsions, arrests resulting in a charge, ~~and~~ juvenile justice actions, *and referrals to mental health services* the student has had, and have the authority as the district school board of a receiving school district to honor the final order of expulsion or dismissal of a student by any in-state or out-of-state public district school board or private school, or lab school, for an act which would have been grounds for expulsion according to the receiving district school board's code of student conduct, in accordance with the following procedures:

1. A final order of expulsion shall be recorded in the records of the receiving school district.

2. The expelled student applying for admission to the receiving school district shall be advised of the final order of expulsion.

3. The district school superintendent of the receiving school district may recommend to the district school board that the final order of expulsion be waived and the student be admitted to the school district, or that the final order of expulsion be honored and the student not be admitted to the school district. If the student is admitted by the district school board, with or without the recommendation of the district school superintendent, the student may be placed in an appropriate educational program and referred to *mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate*, at the direction of the district school board.

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(k) Policies to be followed for the assignment of violent or disruptive students to an alternative educational program *or referral of such students to mental health services identified by the school district pursuant to s. 1012.584(4)*.

(l) Notice that any student who is determined to have brought a firearm or weapon, as defined in chapter 790, to school, to any school function, or onto any school-sponsored transportation, or to have possessed a firearm at school, will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred to *mental health services identified by the school district pursuant to s. 1012.584(4) and the criminal justice or juvenile justice system*. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if the request for modification is in writing and it is determined to be in the best interest of the student and the school system.

(m) Notice that any student who is determined to have made a threat or false report, as defined by ss. 790.162 and 790.163, respectively, involving school or school personnel's property, school transportation, or a school-sponsored activity will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred for criminal prosecution and *mental health services identified by the school district pursuant to s.*

1012.584(4) for evaluation or treatment, when appropriate. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if it is determined to be in the best interest of the student and the school system.

(3) STUDENT CRIME WATCH PROGRAM.—By resolution of the district school board, implement a student crime watch program to promote responsibility among students and *improve school safety. The student crime watch program shall allow students and the community to anonymously relay information concerning unsafe and potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials to assist in the control of criminal behavior within the schools.*

(4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

(a) Formulate and prescribe policies and procedures, *in consultation with the appropriate public safety agencies*, for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, *active shooter and hostage situations*, and bomb threats, for all ~~students and faculty at all the public schools of the district comprised of which comprise~~ grades K-12. *Drills for active shooter and hostage situations shall be conducted at least as often as other emergency drills.* District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. *The emergency response policy shall identify the individuals responsible for contacting the primary emergency response agency and the emergency response agency that is responsible for notifying the school district for each type of emergency must be listed in the district's emergency response policy.*

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

1. Weapon-use, ~~and~~ *hostage, and active shooter situations. The active shooter situation training for each school must engage the participation of the district school safety specialist, threat assessment team members, faculty, staff, and students and must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.*

2. Hazardous materials or toxic chemical spills.

3. Weather emergencies, including hurricanes, tornadoes, and severe storms.

4. Exposure as a result of a manmade emergency.

(c) *Establish a schedule to test the functionality and coverage capacity of all emergency communication systems and determine if adequate signal strength is available in all areas of the school's campus.*

(6) SAFETY AND SECURITY BEST PRACTICES.—*Each district school superintendent shall establish policies and procedures for the prevention of violence on school grounds, including the assessment of and intervention with individuals whose behavior poses a threat to the safety of the school community.*

(a) *Each district school superintendent shall designate a school administrator as a school safety specialist for the district. The school safety specialist must earn a certificate of completion of the school safety specialist training provided by the Office of Safe Schools within 1 year after appointment and is responsible for the supervision and oversight for all school safety and security personnel, policies, and procedures in the school district. The school safety specialist shall:*

1. *Review policies and procedures for compliance with state law and rules.*

2. *Provide the necessary training and resources to students and school district staff in matters relating to youth mental health awareness*

and assistance; emergency procedures, including active shooter training; and school safety and security.

3. Serve as the school district liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security.

4. Conduct a school security risk assessment in accordance with s. 1006.1493 at each public school using the school security risk assessment tool developed by the Office of Safe Schools. ~~Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to conduct a self-assessment of the school districts' current safety and security practices. Based on the assessment these self-assessment findings, the district's school safety specialist district school superintendent shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually, each district school board must receive such findings and the school safety specialist's recommendations the self-assessment results at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the report findings and recommendations. Each school safety specialist district school superintendent shall report such findings the self-assessment results and school board action to the Office of Safe Schools commissioner within 30 days after the district school board meeting.~~

(b) Each school safety specialist shall coordinate with the appropriate public safety agencies, as defined in s. 365.171, that are designated as first responders to a school's campus to conduct a tour of such campus once every 3 years and provide recommendations related to school safety. The recommendations by the public safety agencies must be considered as part of the recommendations by the school safety specialist pursuant to paragraph (a).

(7) **THREAT ASSESSMENT TEAMS.**—Each district school board shall adopt policies for the establishment of threat assessment teams at each school whose duties include the coordination of resources and assessment and intervention with individuals whose behavior may pose a threat to the safety of school staff or students consistent with the model policies developed by the Office of Safe Schools. Such policies shall include procedures for referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate.

(a) A threat assessment team shall include persons with expertise in counseling, instruction, school administration, and law enforcement. The threat assessment teams shall identify members of the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threatening or aberrant behavior that may represent a threat to the community, school, or self.

(b) Upon a preliminary determination that a student poses a threat of violence or physical harm to himself or herself or others, a threat assessment team shall immediately report its determination to the superintendent or his or her designee. The superintendent or his or her designee shall immediately attempt to notify the student's parent or legal guardian. Nothing in this subsection shall preclude school district personnel from acting immediately to address an imminent threat.

(c) Upon a preliminary determination by the threat assessment team that a student poses a threat of violence to himself or herself or others or exhibits significantly disruptive behavior or need for assistance, the threat assessment team may obtain criminal history record information, as provided in s. 985.047. A member of a threat assessment team may not disclose any criminal history record information obtained pursuant to this section or otherwise use any record of an individual beyond the purpose for which such disclosure was made to the threat assessment team.

(d) Notwithstanding any other provision of law, all state and local agencies and programs that provide services to students experiencing or at risk of an emotional disturbance or a mental illness, including the school districts, school personnel, state and local law enforcement agencies, the Department of Juvenile Justice, the Department of Children and Families, the Department of Health, the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Education, the Statewide Guardian Ad Litem Office, and

any service or support provider contracting with such agencies, may share with each other records or information that are confidential or exempt from disclosure under chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others. All such state and local agencies and programs shall communicate, collaborate, and coordinate efforts to serve such students.

(e) If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the threat assessment team to engage behavioral health crisis resources. Behavioral health crisis resources, including, but not limited to, mobile crisis teams and school resource officers trained in crisis intervention, shall provide emergency intervention and assessment, make recommendations, and refer the student for appropriate services. Onsite school personnel shall report all such situations and actions taken to the threat assessment team, which shall contact the other agencies involved with the student and any known service providers to share information and coordinate any necessary followup actions.

(f) Each threat assessment team established pursuant to this subsection shall report quantitative data on its activities to the Office of Safe Schools in accordance with guidance from the office.

(8) **SAFETY IN CONSTRUCTION PLANNING.**—A district school board must allow the law enforcement agency or agencies that are designated as first responders to the district's campus and school's campuses to tour such campuses once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board.

Section 24. Subsection (2) of section 1006.08, Florida Statutes, is amended to read:

1006.08 District school superintendent duties relating to student discipline and school safety.—

(2) Notwithstanding the provisions of s. 985.04(7) or any other provision of law to the contrary, the court shall, within 48 hours of the finding, notify the appropriate district school superintendent of the name and address of any student found to have committed a delinquent act, or who has had adjudication of a delinquent act withheld which, if committed by an adult, would be a felony, ~~or~~ the name and address of any student found guilty of a felony, ~~or the name and address of any student the court refers to mental health services.~~ Notification shall include the specific delinquent act found to have been committed or for which adjudication was withheld, or the specific felony for which the student was found guilty.

Section 25. Section 1006.12, Florida Statutes, is amended to read:

1006.12 ~~Safe-school school resource~~ ~~officers at each public school and school safety officers.~~—For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district:

(1) ~~District school boards may~~ Establish school resource officer programs, through a cooperative agreement with law enforcement agencies ~~or in accordance with subsection (2).~~

(a) School resource officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional

program of the school shall be under the direction of the school principal.

(c) *Complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. The training shall improve officers' knowledge and skills as first responders to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.*

(2) *Commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend, and the district school board may appoint, one or more school safety officers.*

~~(2)(a) School safety officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be law enforcement officers, as defined in s. 943.10(1), certified under the provisions of chapter 943 and employed by either a law enforcement agency or by the district school board. If the officer is employed by the district school board, the district school board is the employing agency for purposes of chapter 943, and must comply with the provisions of that chapter.~~

~~(b) A district school board may commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.~~

~~(b)(e)~~ A school safety officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests. A school safety officer has the authority to carry weapons when performing his or her official duties.

~~(c)(d)~~ A district school board may enter into mutual aid agreements with one or more law enforcement agencies as provided in chapter 23. A school safety officer's salary may be paid jointly by the district school board and the law enforcement agency, as mutually agreed to.

(3) *At the school district's discretion, participate in the school marshal program if such program is established pursuant to s. 30.15, to meet the requirement of establishing a safe-school officer.*

Section 26. Subsection (1), paragraph (c) of subsection (4), and subsection (8) of section 1006.13, Florida Statutes, are amended, and paragraph (f) is added to subsection (2) of that section, to read:

1006.13 Policy of zero tolerance for crime and victimization.—

(1) ~~District school boards shall~~ *It is the intent of the Legislature to promote a safe and supportive learning environment in schools by protecting, to protect students and staff from conduct that poses a serious threat to school safety. A threat assessment team may, and to encourage schools to use alternatives to expulsion or referral to law enforcement agencies to address by addressing disruptive behavior through restitution, civil citation, teen court, neighborhood restorative justice, or similar programs. Zero-tolerance* ~~The Legislature finds that zero-tolerance policies may are not intended to be rigorously applied to petty acts of misconduct and misdemeanors, including, but not limited to, minor fights or disturbances. Zero-tolerance policies~~ *The Legislature finds that zero-tolerance policies must apply equally to all students regardless of their economic status, race, or disability.*

(2) Each district school board shall adopt a policy of zero tolerance that:

(f) *Requires the threat assessment team to consult with law enforcement when a student exhibits a pattern of behavior, based upon previous acts or the severity of an act, that would pose a threat to school safety.*

(4)

(c) Zero-tolerance policies do not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency, including, but not limited to, disorderly conduct, ~~disrupting a school function,~~ simple assault or battery, affray, theft of less than \$300, trespassing,

and vandalism of less than \$1,000. *However, if a student commits more than one misdemeanor, the threat assessment team must consult with law enforcement to determine if the act should be reported to law enforcement.*

(8) ~~A threat assessment team may~~ *School districts are encouraged to use alternatives to expulsion or referral to law enforcement agencies unless the use of such alternatives will pose a threat to school safety.*

Section 27. Section 1006.1493, Florida Statutes, is created to read:

1006.1493 *Florida Safe Schools Assessment Tool.—*

(1) *The department through the Office of Safe Schools pursuant s. 1001.212 shall contract with a security consulting firm that specializes in the development of risk assessment software solutions and has experience in conducting security assessments of public facilities to develop, update, and implement a risk assessment tool, which shall be known as the Florida Safe Schools Assessment Tool (FSSAT). The FSSAT must be used by school officials at each school district and public school site in the state in conducting security assessments for use by school officials at each school district and public school site in the state.*

(2) *The FSSAT must help school officials identify threats, vulnerabilities, and appropriate safety controls for the schools that they supervise, pursuant to the security risk assessment requirements of s. 1006.07(6).*

(a) *At a minimum, the FSSAT must address all of the following components:*

1. *School emergency and crisis preparedness planning;*
2. *Security, crime, and violence prevention policies and procedures;*
3. *Physical security measures;*
4. *Professional development training needs;*
5. *An examination of support service roles in school safety, security, and emergency planning;*
6. *School security and school police staffing, operational practices, and related services;*
7. *School and community collaboration on school safety; and*
8. *A return on investment analysis of the recommended physical security controls.*

(b) *The department shall require by contract that the security consulting firm:*

1. *Generate written automated reports on assessment findings for review by the department and school and district officials;*
2. *Provide training to the department and school officials in the use of the FSSAT and other areas of importance identified by the department; and*
3. *Advise in the development and implementation of templates, formats, guidance, and other resources necessary to facilitate the implementation of this section at state, district, school, and local levels.*

(3) *By December 1, 2018, and annually by that date thereafter, the department must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status of implementation across school districts and schools. The report must include a summary of the positive school safety measures in place at the time of the assessment and any recommendations for policy changes or funding needed to facilitate continued school safety planning, improvement, and response at the state, district, or school levels.*

(4) *In accordance with ss. 119.071(3)(a) and 281.301, data and information related to security risk assessments administered pursuant to this section and s. 1006.07(6) and the security information contained in the annual report required pursuant to subsection (3) are confidential and exempt from public records requirements.*

Section 28. Subsections (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (17) and (18), respectively, paragraph (a) of subsection (4), paragraph (b) of subsection (6), subsection (14), and subsection (15) of that section are amended, and a new subsection (16) is added to that section, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.*—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (17)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(6) CATEGORICAL FUNDS.—

(b) If a district school board finds and declares in a resolution adopted at a regular meeting of the school board that the funds received for any of the following categorical appropriations are urgently needed to maintain school board specified academic classroom instruction or improve school safety, the school board may consider and approve an amendment to the school district operating budget transferring the identified amount of the categorical funds to the appropriate account for expenditure:

1. Funds for student transportation.

~~2. Funds for safe schools.~~

~~2.3.~~ Funds for supplemental academic instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (1)(f).

3.4. Funds for research-based reading instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (9)(a).

4.5. Funds for instructional materials if all instructional material purchases necessary to provide updated materials that are aligned with applicable state standards and course descriptions and that meet statutory requirements of content and learning have been completed for that fiscal year, but no sooner than March 1. Funds available after March 1 may be used to purchase hardware for student instruction.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with s. 1006.07 ~~ss. 1006.07-1006.148~~, with priority given to ~~implementing the district's establishing a~~ school resource officer program pursuant to s. 1006.12. Each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act. Of the remaining balance of the safe schools allocation, two-thirds shall be allocated to school districts based on the most recent official Florida Crime Index provided by the Department of Law Enforcement and one-third shall be allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. ~~Any additional funds appropriated to this allocation in the 2018-2019 fiscal year to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for employing or contracting for school resource officers, which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year.~~

(16) MENTAL HEALTH ASSISTANCE ALLOCATION.—~~The mental health assistance allocation is created to provide funding to assist school districts in establishing or expanding school-based mental health care. These funds shall be allocated annually in the General Appropriations Act or other law to each eligible school district. Each school district shall receive a minimum of \$100,000 with the remaining balance allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Eligible charter schools are entitled to a proportionate share of district funding. At least 90 percent of a district's allocation must be expended on the elements specified in subparagraphs (b)1. and 2. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses. School districts are encouraged to maximize third party health insurance benefits and Medicaid claiming for services, where appropriate.~~

(a) *Before the distribution of the allocation:*

1. *The school district must develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.*

2. *A charter school must develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.*

(b) *The plans required under paragraph (a) must be focused on delivering evidence-based mental health care treatment to children and include the following elements:*

1. *Provision of mental health assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and students at high risk of such diagnoses.*

2. *Coordination of such services with a student's primary care provider and with other mental health providers involved in the student's care.*

3. *Direct employment of such service providers, or a contract-based collaborative effort or partnership with one or more local community mental health programs, agencies, or providers.*

(c) *School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.*

(d) *Beginning September 30, 2019, and annually by September 30 thereafter, each school district shall submit to the Department of Education a report on its program outcomes and expenditures for the previous fiscal year that, at a minimum, must include the number of each of the following:*

1. *Students who receive screenings or assessments.*
2. *Students who are referred for services or assistance.*
3. *Students who receive services or assistance.*
4. *Direct employment service providers employed by each school district.*
5. *Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.*

Section 29. Section 1012.584, Florida Statutes, is created to read:

1012.584 Continuing education and inservice training for youth mental health awareness and assistance.—

(1) *Beginning with the 2018-2019 school year, the Department of Education shall establish an evidence-based youth mental health awareness and assistance training program to help school personnel identify and understand the signs of emotional disturbance, mental illness, and substance use disorders and provide such personnel with the skills to help a person who is developing or experiencing an emotional disturbance, mental health, or substance use problem.*

(2) *The Department of Education shall select a national authority on youth mental health awareness and assistance to facilitate providing youth mental health awareness and assistance training, using a trainer certification model, to all school personnel in elementary, middle, and high schools. Each school safety specialist shall earn, or designate one or more individuals to earn, certification as a youth mental health awareness and assistance trainer. The school safety specialist shall ensure that all school personnel within his or her school district receive youth mental health awareness and assistance training.*

(3) *The training program shall include, but is not limited to:*

(a) *An overview of mental illnesses and substance use disorders and the need to reduce the stigma of mental illness.*

(b) *Information on the potential risk factors and warning signs of emotional disturbance, mental illness, or substance use disorders, including, but not limited to, depression, anxiety, psychosis, eating disorders, and self-injury, as well as common treatments for those conditions and how to assess those risks.*

(c) *Information on how to engage at-risk students with the skills, resources, and knowledge required to assess the situation, and how to identify and encourage the student to use appropriate professional help and other support strategies, including, but not limited to, peer, social, or self-help care.*

(4) *Each school district shall notify all school personnel who have received training pursuant to this section of mental health services that are available in the school district, and the individual to contact if a student needs services. The term "mental health services" includes, but is not limited to, community mental health services, health care providers, and services provided under ss. 1006.04 and 1011.62(17).*

Section 30. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, subsection (2) of section 397.6760, Florida Statutes, is reenacted to read:

397.6760 Court records; confidentiality.—

(2) This section does not preclude the clerk of the court from submitting the information required by s. 790.065 to the Department of Law Enforcement.

Section 31. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, paragraph (e) of subsection (3) of section 790.335, Florida Statutes, is reenacted to read:

790.335 Prohibition of registration of firearms; electronic records.—

(3) EXCEPTIONS.—The provisions of this section shall not apply to:

(e)1. Records kept pursuant to the recordkeeping provisions of s. 790.065; however, nothing in this section shall be construed to authorize the public release or inspection of records that are made confidential and exempt from the provisions of s. 119.07(1) by s. 790.065(4)(a).

2. Nothing in this paragraph shall be construed to allow the maintaining of records containing the names of purchasers or transferees who receive unique approval numbers or the maintaining of records of firearm transactions.

Section 32. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, subsection (1) of section 794.056, Florida Statutes, is reenacted to read:

794.056 Rape Crisis Program Trust Fund.—

(1) The Rape Crisis Program Trust Fund is created within the Department of Health for the purpose of providing funds for rape crisis centers in this state. Trust fund moneys shall be used exclusively for the purpose of providing services for victims of sexual assault. Funds credited to the trust fund consist of those funds collected as an additional court assessment in each case in which a defendant pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, an offense provided in s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1). Funds credited to the trust fund also shall include revenues provided by law, moneys appropriated by the Legislature, and grants from public or private entities.

Section 33. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, section 938.085, Florida Statutes, is reenacted to read:

938.085 Additional cost to fund rape crisis centers.—In addition to any sanction imposed when a person pleads guilty or nolo contendere to,

or is found guilty of, regardless of adjudication, a violation of s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1), the court shall impose a surcharge of \$151. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision. The sum of \$150 of the surcharge shall be deposited into the Rape Crisis Program Trust Fund established within the Department of Health by chapter 2003-140, Laws of Florida. The clerk of the court shall retain \$1 of each surcharge that the clerk of the court collects as a service charge of the clerk's office.

Section 34. *For the 2018-2019 fiscal year, the sum of \$69,237,286 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program to fund the mental health assistance allocation created pursuant to s. 1011.62(16), Florida Statutes.*

Section 35. *For the 2018-2019 fiscal year, the sums of \$500,000 in recurring funds and \$6,200,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education to implement the youth mental health awareness and assistance training as directed pursuant to s. 1012.584, Florida Statutes.*

Section 36. *For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education for the design and construction of a memorial honoring those who lost their lives on February 14, 2018, at Marjory Stoneman Douglas High School in Broward County. The department shall collaborate with the students and faculty of Marjory Stoneman Douglas High School, the families of the victims, the Broward County School District, and other relevant entities of the Parkland community on the design and placement of the memorial.*

Section 37. *For the 2018-2019 fiscal year, the sum of \$25,262,714 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education combined with an equal amount of local matching funds for the purpose of replacing Building 12, as listed in the Florida Inventory of School Houses, at Marjory Stoneman Douglas High School in Broward County.*

Section 38. *For the 2018-2019 fiscal year, the sums of \$500,000 in recurring funds and \$67 million in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education to allocate to sheriffs' offices who establish a school marshal program pursuant to s. 30.15, Florida Statutes. The funds shall be used for screening-related and training-related costs and providing a one-time stipend of \$500 to school marshals who participate in the school marshal program.*

Section 39. *For the 2018-2019 fiscal year, three full-time equivalent positions, with associated salary rate of 150,000, are authorized, and the sum of \$344,393 in recurring funds is appropriated from the General Revenue Fund to the Department of Education to fund the Office of Safe Schools created pursuant to s. 1001.212, Florida Statutes.*

Section 40. *For the 2018-2019 fiscal year, the sum of \$97,500,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program category for the safe schools allocation. These funds are in addition to the safe schools allocation funds appropriated in the Florida Education Finance Program in the Fiscal Year 2018-2019 General Appropriations Act. From these funds, \$187,340 shall be distributed to each school district and developmental research school to increase each school districts' minimum amount to \$250,000 when combined with the minimum amount appropriated in the 2018-2019 General Appropriations Act. Notwithstanding s. 1011.62(15), Florida Statutes, the balance of the funds appropriated in this section shall be distributed to school districts based on each district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Each school district must use these funds exclusively for hiring or contracting for school resource officers pursuant to s. 1006.12, Florida Statutes.*

Section 41. *For the 2018-2019 fiscal year, the sum of \$100,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure the active shooter training component of the school safety specialist training program pursuant to s. 1001.212, Florida Statutes.*

Section 42. *For the 2018-2019 fiscal year, the sum of \$98,962,286 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education to implement a grant program that will provide awards to schools to fund, in whole or in part, the fixed capital outlay costs associated with improving the physical security of school buildings as identified by a security risk assessment completed before August 1, 2018, by a school district or charter school. By August 31, 2018, the department shall submit the grant guidelines, which must include an application submission deadline of no later than December 1, 2018, and the specific evaluation criteria, to all school districts and charter schools. The department shall award grants no later than January 15, 2019, based upon the evaluation criteria set forth in the application guidelines.*

Section 43. *For the 2018-2019 fiscal year, the sums of \$300,000 in nonrecurring funds and \$100,000 in recurring funds are appropriated from the General Revenue Fund to the Department of Law Enforcement to competitively procure proposals for the development or acquisition of the mobile suspicious activity reporting tool pursuant to s. 943.082, Florida Statutes. The tool shall be implemented no later than January 31, 2019.*

Section 44. *For the 2018-2019 fiscal year, five full-time equivalent positions, with associated salary rate of 345,000, are authorized and the recurring sum of \$600,000 and the nonrecurring sum of \$50,000 are appropriated from the General Revenue Fund to the Department of Law Enforcement to fund the operations of the Marjory Stoneman Douglas High School Public Safety Commission.*

Section 45. *For the 2018-2019 fiscal year, the sum of \$9,800,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Children and Families to competitively procure for additional community action treatment teams to ensure reasonable access among all counties. The department shall consider the geographic location of existing community action treatment teams and select providers to serve the areas of greatest need.*

Section 46. *For the 2018-2019 fiscal year, the sums of \$18,300,000 in recurring funds are appropriated from the General Revenue Fund to the Department of Children and Families to competitively procure proposals for additional mobile crisis teams to ensure reasonable access among all counties. The department shall consider the geographic location of existing mobile crisis teams and select providers to serve the areas of greatest need.*

Section 47. *For the 2018-2019 fiscal year, the sums of \$18,321 in recurring funds and \$225,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education in the Special Categories – Teacher and School Administrator Death Benefits category to provide for the benefits awarded pursuant to s. 112.1915, Florida Statutes, to the eligible recipients of the three Marjory Stoneman Douglas High School staff members who lost their lives on February 14, 2018.*

Section 48. *For the 2018-2019 fiscal year, the sum of \$3 million in recurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure for the development or acquisition of the centralized data repository and analytics resources pursuant to s. 1001.212, Florida Statutes. The department shall collaborate with the Department of Law Enforcement and school districts to identify the requirements and functionality of the data repository and analytics resources and shall make such resources available to the school districts no later than December 1, 2018.*

Section 49. *For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure a contract with a third-party security consultant with experience in conducting security risk assessments of public schools. Contract funds shall be used to review and analyze the department's current security risk assessment tool known as the Florida Safe Schools Assessment Tool (FSSAT) and a sample of self-assessments conducted by school districts using the*

FSSAT to determine the effectiveness of the recommendations produced based upon the FSSAT. The review shall include any recommended updates and enhancements with associated costs for their implementation to aid districts in developing recommendations to address safety and security issues discovered by the FSSAT. The department shall submit the completed review to the State Board of Education, the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Committee on Appropriations, and the House of Representatives Appropriations Committee no later than January 1, 2019.

Section 50. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; amending 16.555, F.S.; authorizing the awarding of grants through the Crime Stoppers Trust Fund for student crime watch programs; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 30.15, F.S.; providing that each sheriff may establish a school marshal program and appoint certain volunteer school employees as school marshals; providing sheriff and school marshal requirements; requiring certain documentation and records be maintained relating to such school marshals; amending s. 121.091, F.S.; authorizing certain retired law enforcement officers to be reemployed as school resource officers after meeting specified termination requirements; authorizing such retired law enforcement officers to receive compensation and retirement benefits after a specified period; providing that such retired law enforcement officers may not renew membership in the Florida Retirement System, except as otherwise provided; amending s. 394.463, F.S.; requiring when practicable that a law enforcement officer with certain training be assigned to serve and execute certain ex parte orders; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; providing exceptions; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; amending s. 394.495, F.S.; requiring the Department of Children and Families to contract for community action treatment teams throughout the state with the managing entities; specifying requirements for community action treatment teams; subject to legislative appropriation, requiring the department to contract for additional teams to ensure statewide availability of services; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.222, F.S.; defining the term "bump-fire stock"; prohibiting specified acts relating to the sale and possession of bump-fire stocks; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing

requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring a clerk of the court to forward a copy of a risk protection order to the appropriate law enforcement agency within a specified timeframe; requiring the law enforcement agency to enter the order into the Florida Crime Information Center and the National Crime Information Center systems; requiring that the order be maintained in the systems for a specified period and prohibiting a law enforcement from removing an order from the systems which has not ended or been vacated; providing that entry of an order into the systems constitutes notice to law enforcement agencies; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from making a false statement under oath; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; amending s. 836.10, F.S.; prohibiting a person from making, posting, or transmitting a threat to conduct a mass shooting or an act of terrorism in a writing or other record in any manner that would allow another person to view the threat; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1001.212, F.S.; creating the Office of Safe Schools within the Department of Education; providing duties of the office; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1006.04, F.S.; revising the purpose and duties of the educational multiagency network for students with emotional and behavioral disabilities; amending s. 1006.07, F.S.; revising district school board duties relating to student discipline and school safety; requiring students to note referrals to mental health services upon initial registration for school within a school district; authorizing a district school board to refer a student to certain mental health services under certain circumstances; revising the code of student conduct relating to the referral of certain students to certain mental health services and law enforcement; providing requirements for student crime watch programs; revising the policies and procedures for emergency drills to include drills for active shooter and hostage situations; providing requirements for such drills; revising requirements for the emergency

response policy; requiring model emergency management and emergency preparedness procedures for active shooter situations; requiring school districts to establish a schedule to test emergency communication systems; requiring district school superintendents to establish certain policies and procedures relating to the prevention of violence on school grounds and designate a school safety specialist for the school district; providing requirements and duties for school safety specialists; providing school safety specialist requirements relating to the required school security risk assessments; requiring each district school board to establish a threat assessment team at each school within the district; providing requirements and duties for threat assessment teams; authorizing a threat assessment team to obtain certain criminal history record information under certain circumstances; prohibiting a member of a threat assessment team from disclosing or using such information except for a specified purpose; authorizing certain entities to share specified confidential information and records relating to students for specified purposes; authorizing school personnel to address an immediate mental health or substance abuse crisis; providing requirements for addressing such situations; providing threat assessment team reporting requirements; amending s. 1006.08, F.S.; requiring a district school superintendent to be notified by the court of a student referred to mental health services; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the school marshal program meets the requirement, if such a program is available; amending s. 1006.13, F.S.; revising the policy of zero tolerance for crime and victimization; providing district school board responsibilities; authorizing a threat assessment team to use specified alternatives to expulsion or referral to law enforcement to address disruptive behavior; providing requirements for zero-tolerance policies; requiring a threat assessment team to consult with law enforcement under certain circumstances; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; authorizing a district school board to use certain categorical appropriations to improve school safety; revising the safe schools allocation; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the commissioner; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; creating s. 1012.584, F.S.; requiring the department to establish a youth mental health awareness and assistance training program for specified purposes; providing department and program requirements; requiring certain school personnel to receive such training; requiring the school safety specialist to ensure certain personnel receive such training; requiring school districts to inform such personnel of the mental health services available in the district; providing appropriations for specified purposes; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S.; relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; providing appropriations; reenacting ss. 794.056 and 938.085, F.S.; relating to the Rape Crises Program Trust Fund and additional cost to fund rape crises centers, respectively, to incorporate the amendment made to s. 836.10, F.S.; providing appropriations; providing effective dates.

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

Senator Rodriguez moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1A (188798) (with title amendment)—Between lines 423 and 424 insert:

Section 12. Section 790.174, Florida Statutes, is amended to read:

790.174 Safe storage of firearms required.—

(1) *As used in this section, the term “minor” means a person younger than 18 years of age.*

(2)(~~1~~) A person who stores or leaves, on a premise under his or her control, a loaded firearm, as defined in s. 790.001, and who knows or reasonably should know that a minor is likely to gain access to the firearm without the lawful permission of the minor's parent or the person having charge of the minor, or without the supervision required by law, shall keep the firearm in a securely locked box or container ~~or in a location which a reasonable person would believe to be secure~~ or shall secure it with a trigger lock, ~~except when the person is carrying the firearm on his or her body or within such close proximity thereto that he or she can retrieve and use it as easily and quickly as if he or she carried it on his or her body.~~

(3)(~~2~~) ~~It is~~ A person who violates subsection (2) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, ~~if a person violates subsection (1) by failing to store or leave a firearm in the required manner and as a result thereof a minor gains access to the firearm, without the lawful permission of the minor's parent or the person having charge of the minor, and possesses or exhibits it, without the supervision required by law.~~

(a) ~~In a public place; or~~

(b) ~~In a rude, careless, angry, or threatening manner in violation of s. 790.10.~~

~~This subsection does not apply if the minor obtains the firearm as a result of an unlawful entry by any person.~~

(3) ~~As used in this act, the term “minor” means any person under the age of 16.~~

Section 13. For the purpose of incorporating the amendment made by this act to section 790.174, Florida Statutes, in a reference thereto, paragraph (f) of subsection (5) of section 409.175, Florida Statutes, is reenacted to read:

409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies; public records exemption.—

(5)

(f) The department's rules shall include adoption of a form to be used by child-placing agencies during an adoption home study that requires all prospective adoptive applicants to acknowledge in writing the receipt of a document containing solely and exclusively the language provided for in s. 790.174 verbatim.

And the title is amended as follows:

Between lines 2448 and 2449 insert: amending s. 790.174, F.S.; redefining the term “minor”; requiring that, in specified circumstances, a loaded firearm be kept in a securely locked box or container or be secured with a trigger lock; deleting conditions that pertain to the crime of failing to safely store, leave, or secure a loaded firearm in a specified manner; reenacting s. 409.175(5)(f), F.S., relating to certain rules of the Department of Children and Families, to incorporate the amendment made to s. 790.174, F.S., in a reference thereto;

The vote was:

Yeas—14

Book	Gibson	Stewart
Bracy	Montford	Taddeo
Braynon	Powell	Thurston
Campbell	Rodriguez	Torres
Farmer	Rouson	

Nays—19

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Broxson	Lee	
Flores	Mayfield	

Vote preference:

March 5, 2018: Nay—Young

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

Senator Montford moved the following amendments to **Amendment 1 (234288)** which failed:

Amendment 1B (897612)—Delete lines 1732-1738 and insert: ~~school and school safety officers.~~ *The purpose of this section is to provide for the protection and safety of students, school personnel, visitors, and property through the provision of one or more school resource officers or school safety officers at each school facility within the district, to the extent that funds are available for that purpose in the safe schools allocation established pursuant to s. 1011.62 to fund such officers authorized in subsections (1) and (2). Funds appropriated for the Florida Sheriff's Marshal Program may also be used to fund school resource officers or school safety officers authorized in subsections (1) and (2). District school boards shall implement at least one of the following options:*

Amendment 1C (821890)—Delete line 2251 and insert: *program. Funds appropriated pursuant to this section may also be used to fund school resource officers or school safety officers authorized in s. 1006.12(1) and (2), Florida Statutes.*

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

Senator Gibson moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1D (521176)—Delete lines 463-988 and insert:

(a) "Petitioner" means a law enforcement officer, a law enforcement agency, or a family or household member that petitions a court for a risk protection order under this section. As used in this paragraph, the term "family or household member" has the same meaning as provided in s. 741.28 and includes a person who:

1. Has a biological or legal parent-child relationship with the respondent, including stepparents and stepchildren and grandparents and grandchildren; and

2. Is acting or has acted as the respondent's legal guardian.

(b) "Respondent" means the individual who is identified as the respondent in a petition filed under this section.

(c) "Risk protection order" means a temporary ex parte order or a final order granted under this section.

(2) **PETITION FOR A RISK PROTECTION ORDER.**—There is created an action known as a petition for a risk protection order.

(a) A petition for a risk protection order may be filed by a law enforcement officer, a law enforcement agency, or a family or household member.

(b) An action under this section must be filed in the county where the petitioner is located or the county where the respondent resides.

(c) Such petition for a risk protection order does not require either party to be represented by an attorney.

(d) Notwithstanding any other law, attorney fees may not be awarded in any proceeding under this section.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(f) If the petitioner is a law enforcement officer or a law enforcement agency, the petitioner must make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice must state that the petitioner intends to petition the court for a risk protection order or has already done so and must include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner must attest in the petition to having provided such notice or must attest to the steps that will be taken to provide such notice.

(g) If the petitioner is a law enforcement officer or a law enforcement agency, the petitioner must list the address of record on the petition as being where the appropriate law enforcement agency is located. If the petitioner is a family or household member, the petitioner must list the address of his or her residential address unless he or she has a reasonable fear that including his or her residential address might result in harm to himself or herself or to a person living at that address, and if so, the petitioner may list a post office box address.

(h) A court or a public agency may not charge fees for filing or for service of process to a petitioner seeking relief under this section and must provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(i) A person is not required to post a bond to obtain relief in any proceeding under this section.

(j) The circuit courts of this state have jurisdiction over proceedings under this section.

(3) **RISK PROTECTION ORDER HEARINGS AND ISSUANCE.**—

(a) Upon receipt of a petition, the court must order a hearing to be held no later than 14 days after the date of the order and must issue a notice of hearing to the respondent for the same.

1. The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as provided in subsection (5).

2. The court may, as provided in subsection (4), issue a temporary ex parte risk protection order pending the hearing ordered under this subsection. Such temporary ex parte order must be served concurrently with the notice of hearing and petition as provided in subsection (5).

3. The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court must receive assurances of the petitioner's identity before conducting a telephonic hearing.

(b) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court must issue a risk protection order for a period that it deems appropriate, up to and including, but not exceeding 12 months.

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or threats of violence by the respondent against himself or herself or others.

3. Evidence of the respondent being seriously mentally ill or having recurring mental health issues.

4. A violation by the respondent of a risk protection order or a no contact order issued under s. 741.30, s. 784.046, or s. 784.0485.

5. A previous or existing risk protection order issued against the respondent.

6. A violation of a previous or existing risk protection order issued against the respondent.

7. Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as defined in s. 741.28.

8. The respondent's ownership of, access to, or intent to possess firearms or ammunition.

9. The unlawful or reckless use, display, or brandishing of a firearm by the respondent.

10. The recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person.

11. Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of violence.

12. Corroborated evidence of the abuse of controlled substances or alcohol by the respondent.

13. Evidence of recent acquisition of firearms or ammunition by the respondent.

14. Any relevant information from family and household members concerning the respondent.

15. Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(d) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action either must present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained, or must present the evidence under oath at a hearing at which all parties are present.

(e) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under s. 741.30.

(f) During the hearing, the court must consider whether a mental health evaluation or chemical dependency evaluation is appropriate and, if such determination is made, may order such evaluations, if appropriate.

(g) A risk protection order must include all of the following:

1. A statement of the grounds supporting the issuance of the order;
2. The date the order was issued;
3. The date the order ends;
4. Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;

5. The address of the court in which any responsive pleading should be filed;

6. A description of the requirements for the surrender of firearms and ammunition under subsection (7); and

7. The following statement:

"To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you must surrender immediately to the _____ (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order."

(h) If the court issues a risk protection order, the court must inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection (6). The court shall provide the respondent with a form to request a hearing to vacate.

(i) If the court denies the petitioner's request for a risk protection order, the court must state the particular reasons for the denial.

(4) TEMPORARY EX PARTE RISK PROTECTION ORDERS.—

(a) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(b) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including the evidence described in paragraph (3)(c).

(c) If a court finds there is reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court must issue a temporary ex parte risk protection order.

(d) The court must hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(e) A temporary ex parte risk protection order must include all of the following:

1. A statement of the grounds asserted for the order;
2. The date the order was issued;
3. The address of the court in which any responsive pleading may be filed;
4. The date and time of the scheduled hearing;
5. A description of the requirements for surrender of firearms and ammunition under subsection (7); and
6. The following statement:

"To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You must surrender immediately to the _____ (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. A hearing will be held on the

date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a court issuing an order against you which is valid for 1 year. You may seek the advice of an attorney as to any matter connected with this order."

(f) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(g) A temporary ex parte risk protection order must be served by a law enforcement officer in the same manner as provided for in subsection (5) for service of the notice of hearing and petition and must be served concurrently with the notice of hearing and petition.

(h) If the court denies the petitioner's request for a temporary ex parte risk protection order, the court must state the particular reasons for the denial.

(5) SERVICE.—

(a) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county where the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as possible on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff must verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent's physical description and location. Notwithstanding any other provision of law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents, unless the other documents are of a similar emergency nature.

(b) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in paragraph (a) must be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. When an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

(6) TERMINATION AND EXTENSION OF ORDERS.—

(a) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any.

1. Upon receipt of the request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request must be served on the petitioner in accordance with subsection (5). The hearing must occur no sooner than 14 days and no later than 30 days after the date of service of the request upon the petitioner.

2. The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds after the hearing that the respondent has met his or her burden of proof, the court must vacate the order.

4. The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(b) The court must notify the petitioner of the impending end of a risk protection order. Notice must be received by the petitioner at least 30 days before the date the order ends.

(c) The petitioner may, by motion, request an extension of a risk protection order at any time within 30 days before the end of the order.

1. Upon receipt of the motion to extend, the court shall order that a hearing be held no later than 14 days after the date the order is issued and shall schedule such hearing.

a. The court may schedule a hearing by telephone in the manner provided by subparagraph (3)(a)3.

b. The respondent must be personally served in the same manner provided by subsection (5).

2. In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection (3) continue to be met, the court must extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension.

4. The court may extend a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months, subject to an order to vacate as provided in paragraph (a) or to another extension order by the court.

(7) SURRENDER OF FIREARMS AND AMMUNITION.—

(a) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection (9), and any license to carry a concealed weapon or firearm issued under s. 790.06.

(b) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under s. 790.06. The law enforcement officer shall take possession of all firearms and ammunition owned by the respondent which are surrendered. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent must surrender any firearms, ammunition, and license to carry a concealed weapon or firearm owned by the respondent in a safe manner to the control of the local law enforcement agency immediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding ss. 933.02 and 933.18, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(c) At the time of surrender, a law enforcement officer taking possession of a firearm, any ammunition, or a license to carry a concealed weapon or firearm owned by the respondent shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered and shall provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the law enforcement officer serving the order shall file the original receipt with the court and

shall ensure that his or her law enforcement agency retains a copy of the receipt.

(d) Notwithstanding ss. 933.02 and 933.18, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition that he or she owns as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms or ammunition that he or she owns in his or her custody, control, or possession. If the court finds that probable cause exists, the court must issue a warrant describing the firearms or ammunition and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition discovered pursuant to such search.

(e) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

1. The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition.

2. The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(f) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than 3 business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition in his or her custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(g) All law enforcement agencies must develop policies and procedures by January 1, 2019, regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

(8) RETURN AND DISPOSAL OF FIREARMS AND AMMUNITION.—

(a) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition that has been surrendered or seized pursuant to this section must return such surrendered firearm or ammunition requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(b) If a risk protection order is vacated or ends without extension, the Department of Agriculture and Consumer Services, if it has suspended a license to carry a concealed weapon or firearm pursuant to this section, must reinstate such license only after confirming that the respondent is currently eligible to have a license to carry a concealed weapon or firearm pursuant to s. 790.06.

(c) A law enforcement agency must provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition.

(d) Any firearm and ammunition surrendered by a respondent pursuant to subsection (7) which remains unclaimed by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

(9) TRANSFER OF FIREARMS AND AMMUNITION.—A respondent may elect to transfer all firearms and ammunition that have been surrendered to or seized by a local law enforcement agency pursuant to subsection (7) to another person who is willing to receive the respondent's firearms and ammunition. The law enforcement agency may allow such a transfer only if it is determined that the chosen recipient:

(a) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(b) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(c) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

(10) REPORTING OF ORDERS.—

(a) Within 24 hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(b) Within 24 hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Florida Crime Information Center and National Crime Information Center. The order must remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems which has ended or been vacated. Entry of the order into the Florida Crime Information Center and National Crime Information Center constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(c) The issuing court shall, within 3 business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the Department of Agriculture and Consumer Services. Upon receipt of the information, the department shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the department must immediately suspend the license.

(d) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the Department of Agriculture and Consumer Services and the appropriate law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to paragraph (b).

(11) PENALTIES.—

(a) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in regard to any material matter commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) LAW ENFORCEMENT RETAINS OTHER AUTHORITY.—This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

(13) LIABILITY.—Except as provided in subsection (8) or subsection (11), this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order, including, but not limited to, providing notice to the petitioner and any known third party that may be at risk of

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

Senator Braynon moved the following amendment to **Amendment 1 (234288)** which was adopted:

Amendment 1E (621942) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.301, Florida Statutes, is created to read:

790.301 AR-15 assault rifles; moratorium; study.—Upon this act becoming a law, a moratorium is imposed on the sale, delivery, and transfer of all AR-15-style assault rifles and it must remain in effect for a minimum period of 2 years. The Department of Law Enforcement is directed to conduct a study to determine whether banning the AR-15-style assault rifle should be permanent or whether regulations can sufficiently be implemented to eliminate or significantly reduce the risk of mass shootings posed by the availability of AR-15-style assault rifles. The department shall submit its resulting findings and recommendations to the Governor, the President of the Senate, the Speaker of the House or Representatives, and the Majority and Minority Leaders of the Senate and the House of Representatives. The moratorium imposed by this section may not be repealed until the Legislature enacts a law that adopts, modifies, or rejects the department's recommendations.

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; creating s. 790.301, F.S.; imposing a moratorium on the sale, delivery, and transfer of all AR-15-style assault rifles for at least a specified period of time; directing the Department of Law Enforcement to conduct a certain study on the AR-15-style assault rifle; requiring the department to submit a report to the Governor and the Legislature; providing conditions under which the moratorium may be repealed; providing legislative intent;

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

Senator Torres moved the following amendments to **Amendment 1 (234288)** which failed:

Amendment 1F (104202) (with title amendment)—Delete lines 364-367 and insert:

Section 10. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), a new subsection (13) is added to that section, and paragraph (c) of subsection (1) of that section is amended, to read:

790.065 Sale and delivery of firearms.—

(1)

~~(c) This subsection does not apply to the purchase, trade, or transfer of a rifle or shotgun by a resident of this state when the resident makes such purchase, trade, or transfer from a licensed importer, licensed manufacturer, or licensed dealer in another state.~~

And the title is amended as follows:

Delete line 2434 and insert: F.S.; revising applicability of the prohibition against certain sales or deliveries of firearms to include certain purchases, trades, and transfers of a rifle or shotgun; prohibiting a person younger than a certain age

Amendment 1G (728046) (with title amendment)—Delete line 80 and insert:
the sheriff. Section 776.012 does not apply to a person acting as a school marshal under this paragraph.

And the title is amended as follows:

Delete line 2385 and insert: such school marshals; providing that specified provisions of law do not apply to persons acting as school marshals; amending s. 121.091, F.S.;

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

Senator Rodriguez moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1H (426796) (with title amendment)—Delete lines 2144-2160 and insert:

Section 31. Section 790.335, Florida Statutes, is amended to read:

~~790.335 Prohibition of registration of firearms; electronic records.—~~

~~(1) LEGISLATIVE FINDINGS AND INTENT.—~~

~~(a) The Legislature finds and declares that:~~

~~1. The right of individuals to keep and bear arms is guaranteed under both the Second Amendment to the United States Constitution and s. 8, Art. I of the State Constitution.~~

~~2. A list, record, or registry of legally owned firearms or law abiding firearm owners is not a law enforcement tool and can become an instrument for profiling, harassing, or abusing law abiding citizens based on their choice to own a firearm and exercise their Second Amendment right to keep and bear arms as guaranteed under the United States Constitution. Further, such a list, record, or registry has the potential to fall into the wrong hands and become a shopping list for thieves.~~

~~3. A list, record, or registry of legally owned firearms or law abiding firearm owners is not a tool for fighting terrorism, but rather is an instrument that can be used as a means to profile innocent citizens and to harass and abuse American citizens based solely on their choice to own firearms and exercise their Second Amendment right to keep and bear arms as guaranteed under the United States Constitution.~~

~~4. Law abiding firearm owners whose names have been illegally recorded in a list, record, or registry are entitled to redress.~~

~~(b) The Legislature intends through the provisions of this section to:~~

~~1. Protect the right of individuals to keep and bear arms as guaranteed under both the Second Amendment to the United States Constitution and s. 8, Art. I of the State Constitution.~~

~~2. Protect the privacy rights of law abiding firearm owners.~~

~~(2) PROHIBITIONS. No state governmental agency or local government, special district, or other political subdivision or official, agent, or employee of such state or other governmental entity or any other person, public or private, shall knowingly and willfully keep or cause to be kept any list, record, or registry of privately owned firearms or any list, record, or registry of the owners of those firearms.~~

~~(3) EXCEPTIONS. The provisions of this section shall not apply to:~~

~~(a) Records of firearms that have been used in committing any crime.~~

~~(b) Records relating to any person who has been convicted of a crime.~~

~~(c) Records of firearms that have been reported stolen that are retained for a period not in excess of 10 days after such firearms are recovered. Official documentation recording the theft of a recovered weapon may be maintained no longer than the balance of the year entered, plus 2 years.~~

~~(d) Firearm records that must be retained by firearm dealers under federal law, including copies of such records transmitted to law enforcement agencies. However, no state governmental agency or local government, special district, or other political subdivision or official, agent, or employee of such state or other governmental entity or any other person, private or public, shall accumulate, compile, computerize, or otherwise collect or convert such written records into any form of list, registry, or database for any purpose.~~

~~(e)1. Records kept pursuant to the recordkeeping provisions of s. 790.065; however, nothing in this section shall be construed to authorize the public release or inspection of records that are made confidential and exempt from the provisions of s. 119.07(1) by s. 790.065(4)(a).~~

~~2. Nothing in this paragraph shall be construed to allow the maintaining of records containing the names of purchasers or transferees~~

who receive unique approval numbers or the maintaining of records of firearm transactions.

~~(f) Firearm records, including paper pawn transaction forms and contracts on firearm transactions, required by chapters 538 and 539.~~

1. Electronic firearm records held pursuant to chapter 538 may only be kept by a secondhand dealer for 30 days after the date of the purchase of the firearm by the secondhand dealer.

2. Electronic firearm records held pursuant to chapter 539 may only be kept by a pawnbroker for 30 days after the expiration of the loan that is secured by a firearm or 30 days after the date of purchase of a firearm, whichever is applicable.

3. Except as required by federal law, any firearm records kept pursuant to chapter 538 or chapter 539 shall not, at any time, be electronically transferred to any public or private entity, agency, business, or enterprise, nor shall any such records be copied or transferred for purposes of accumulation of such records into lists, registries, or databases.

4. Notwithstanding subparagraph 3., secondhand dealers and pawnbrokers may electronically submit firearm transaction records to the appropriate law enforcement agencies as required by chapters 538 and 539; however, the law enforcement agencies may not electronically submit such records to any other person or entity and must destroy such records within 60 days after receipt of such records.

5. Notwithstanding subparagraph 3., secondhand dealers and pawnbrokers may electronically submit limited firearms records consisting solely of the manufacturer, model, serial number, and caliber of pawned or purchased firearms to a third party private provider that is exclusively incorporated, exclusively owned, and exclusively operated in the United States and that restricts access to such information to only appropriate law enforcement agencies for legitimate law enforcement purposes. Such records must be destroyed within 30 days by the third party provider. As a condition of receipt of such records, the third party provider must agree in writing to comply with the requirements of this section. Any pawnbroker or secondhand dealer who contracts with a third party provider other than as provided in this act or electronically transmits any records of firearms transactions to any third party provider other than the records specifically allowed by this paragraph commits a felony of the second degree, punishable as provided in s. 775.082 or s. 775.083.

~~(g) Records kept by the Department of Law Enforcement of NCIC transactions to the extent required by federal law and a log of dates of requests for criminal history record checks, unique approval and non-approval numbers, license identification numbers, and transaction numbers corresponding to such dates.~~

~~(h) Records of an insurer that, as a condition to providing insurance against theft or loss of a firearm, identify such firearm. Such records may not be sold, commingled with records relating to other firearms, or transferred to any other person or entity. The insurer may not keep a record of such firearm more than 60 days after the policy of insurance expires or after notification by the insured that the insured is no longer the owner of such firearm.~~

~~(i) Lists of customers of a firearm dealer retained by such dealer, provided that such lists do not disclose the particular firearms purchased. Such lists, or any parts thereof, may not be sold, commingled with records relating to other firearms, or transferred to any other person or entity.~~

~~(j) Sales receipts retained by the seller of firearms or by a person providing credit for such purchase, provided that such receipts shall not serve as or be used for the creation of a database for registration of firearms.~~

~~(k) Personal records of firearms maintained by the owner of such firearms.~~

~~(l) Records maintained by a business that stores or acts as the selling agent of firearms on behalf of the lawful owner of the firearms.~~

~~(m) Membership lists of organizations comprised of firearm owners.~~

~~(n) Records maintained by an employer or contracting entity of the firearms owned by its officers, employees, or agents, if such firearms are used in the course of business performed on behalf of the employer.~~

~~(o) Records maintained pursuant to s. 790.06 by the Department of Agriculture and Consumer Services of a person who was a licensee within the prior 2 years.~~

~~(p) Records of firearms involved in criminal investigations, criminal prosecutions, criminal appeals, and postconviction motions, civil proceedings relating to the surrender or seizure of firearms including protective injunctions, Baker Act commitments, and sheriffs levies pursuant to court judgments, and voluntary surrender by the owner or custodian of the firearm.~~

~~(q) Paper documents relating to firearms involved in criminal cases, criminal investigations, and criminal prosecutions, civil proceedings relating to the surrender or seizure of firearms including protective injunctions, Baker Act commitments, and sheriffs levies pursuant to court judgments, and voluntary surrender by the owner or custodian of the firearm.~~

~~(r) Noncriminal records relating to the receipt, storage or return of firearms, including, but not limited to, records relating to firearms impounded for storage or safekeeping, receipts proving that a firearm was returned to the rightful owner and supporting records of identification and proof of ownership, or records relating to firearms impounded pursuant to levies or court orders, provided, however, that such records shall not be compiled, sorted, or otherwise arranged into any lists, indexes, or registries of firearms or firearms owners.~~

~~(4) PENALTIES.—~~

~~(a) Any person who, or entity that, violates a provision of this section commits a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.~~

~~(b) Except as required by the provisions of s. 16, Art. I of the State Constitution or the Sixth Amendment to the United States Constitution, no public funds shall be used to defend the unlawful conduct of any person charged with a violation of this section, unless the charges against such person are dismissed or such person is determined to be not guilty at trial. Notwithstanding this paragraph, public funds may be expended to provide the services of the office of public defender or court appointed conflict counsel as provided by law.~~

~~(c) The governmental entity, or the designee of such governmental entity, in whose service or employ a list, record, or registry was compiled in violation of this section may be assessed a fine of not more than \$5 million, if the court determines that the evidence shows that the list, record, or registry was compiled or maintained with the knowledge or complicity of the management of the governmental entity. The Attorney General may bring a civil cause of action to enforce the fines assessed under this paragraph.~~

~~(d) The state attorney in the appropriate jurisdiction shall investigate complaints of criminal violations of this section and, where evidence indicates a violation may have occurred, shall prosecute violators.~~

~~(5) ELECTRONIC RECORDS. Secondhand dealers and pawnbrokers who electronically submit firearms transaction records to the appropriate law enforcement agencies as required by chapters 538 and 539 shall submit the name of the manufacturer and caliber information of each firearm in Florida Crime Information Center coding, and shall include the model and serial number of each firearm.~~

~~(6) CONSTRUCTION. This section shall be construed to effectuate its remedial and deterrent purposes. This section may not be construed to grant any substantive, procedural privacy right or civil claim to any criminal defendant, and a violation of this section may not be grounds for the suppression of evidence in any criminal case.~~

Section 32. Section 790.336, Florida Statutes, is amended to read:

790.336—Lists, records, or registries to be destroyed.—Any list, record, or registry maintained or under construction on the effective date of this act shall be destroyed, unless prohibited by law, within 60 cal-

~~endar days after this act becomes law. Thereafter, failure to destroy any such list, record, or registry may result in prosecution under this act.~~

Section 33. Section 790.339, Florida Statutes, is created to read:

790.339 *Registration of firearms.—*

(1) *It is the intent of the Legislature to keep our communities and schools safe. The Legislature believes that a step toward that objective is knowing who owns a firearm in our state and knowing the quantity and type of firearms owned by each person.*

(2) *The Department of Law Enforcement shall implement and administer a registry of all firearms sold in the state through a licensed importer, licensed manufacturer, or licensed dealer and create procedures through which such firearm sellers must report to the department, on a form approved by the department, the following information related to the sale, including, but not limited to:*

- (a) *The buyer's and seller's full legal names.*
- (b) *The seller's business name and business address.*
- (c) *The driver license or identification card number of the buyer.*
- (d) *The date and time of the sale.*
- (e) *The serial number of the firearm.*
- (f) *The make and model of the firearm.*

(3) *The Department of Law Enforcement shall adopt rules to administer this section.*

Section 34. Paragraph (b) of subsection (5) and paragraph (b) of subsection (9) of section 409.175, Florida Statutes, are amended to read:

409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies; public records exemption.—

(5)

(b) The requirements for the licensure and operation of a child-placing agency shall also include compliance with the requirements of s. ~~63.0422 ss. 63.0422 and 790.335.~~

(9)

(b) Any of the following actions by a home or agency or its personnel is a ground for denial, suspension, or revocation of a license:

1. An intentional or negligent act materially affecting the health or safety of children in the home or agency.
2. A violation of the provisions of this section or of licensing rules promulgated pursuant to this section.
3. Noncompliance with the requirements for good moral character as specified in paragraph (5)(a).
4. Failure to dismiss personnel found in noncompliance with requirements for good moral character.
5. Failure to comply with the requirements of s. ~~63.0422 ss. 63.0422 and 790.335.~~

Section 35. Paragraph (a) of subsection (6) of section 790.0625, Florida Statutes, is amended to read:

790.0625 Appointment of tax collectors to accept applications for a concealed weapon or firearm license; fees; penalties.—

(6)(a) A tax collector appointed under this section may not maintain a list or record of persons who apply for or are granted a new or renewal license to carry a concealed weapon or firearm. *A tax collector who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083 violation of this paragraph is subject to s. 790.335.*

And the title is amended as follows:

Delete lines 2653-2658 and insert: reenacting s. 397.6760(2), F.S., relating to the confidentiality of court records, to incorporate the amendment made to s. 790.065, F.S., in a reference thereto; repealing s. 790.335, F.S., relating to the prohibition of registration of firearms and the treatment of electronic records; repealing s. 790.336, F.S., relating to lists, records, or registries required to be destroyed; creating s. 790.339, F.S.; providing legislative intent; requiring the Department of Law Enforcement to implement and administer a firearms registry of all firearms sold in the state through a licensed importer, a licensed manufacturer, or a licensed dealer; requiring the department to create procedures through which such firearm sellers must report, on a form approved by the department, specified information; requiring the department to adopt rules; amending ss. 409.175 and 790.0625, F.S.; conforming provisions to changes made by the act; reenacting ss. 794.056 and

The vote was:

Yeas—15

Book	Gibson	Rouson
Bracy	Montford	Stewart
Braynon	Powell	Taddeo
Campbell	Rader	Thurston
Farmer	Rodriguez	Torres

Nays—23

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Broxson	Lee	Young
Flores	Mayfield	

RECONSIDERATION OF AMENDMENT

On motion by Senator Bradley, the Senate reconsidered the vote by which **Amendment 1E (621942)** was adopted.

POINT OF ORDER

Senator Thurston raised a point of order that pursuant to Rule 6.4(1), Senator Bradley's motion to reconsider **Amendment 1E (621942)** was out of order.

The President referred the point of order and the amendment to Senator Benacquisto, Chair of the Committee on Rules.

RULING ON POINT OF ORDER

The President recognized Senator Benacquisto, Chair of the Committee on Rules, on **CS for SB 7026** with pending **Amendment 1E (621942)** and pending point of order.

On recommendation of Senator Benacquisto, Chair of the Committee on Rules, the President ruled the point not well taken and the motion to reconsider **Amendment 1E (621942)** was in order.

The question recurred on **Amendment 1E (621942)** which failed.

The vote was:

Yeas—17

Book	Garcia	Rouson
Bracy	Gibson	Stewart
Braynon	Montford	Taddeo
Campbell	Powell	Thurston
Farmer	Rader	Torres
Flores	Rodriguez	

Nays—21

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	Young

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

Senator Garcia moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1I (716994) (with title amendment)—Between lines 2135 and 2136 insert:

Section 30. Subsection (6) of section 1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects.—Allocations from the Public Education Capital Outlay and Debt Service Trust Fund to the various boards for capital outlay projects shall be determined as follows:

(6)(a) Each district school board must meet all educational plant space needs of its elementary, middle, and high schools before spending funds from the Public Education Capital Outlay and Debt Service Trust Fund or the School District and Community College District Capital Outlay and Debt Service Trust Fund for any ancillary plant or any other new construction, renovation, or remodeling of ancillary space. Expenditures to meet such space needs may include expenditures for site acquisition; new construction of educational plants; renovation, remodeling, and maintenance and repair of existing educational plants, including auxiliary facilities; and the directly related costs of such services of school district personnel. It is not the intent of the Legislature to preclude the use of capital outlay funding for the labor costs necessary to accomplish the authorized uses for the capital outlay funding. Day-labor contracts or any other educational facilities contracting and construction techniques pursuant to s. 1013.45 are authorized. Additionally, if a school district has salaried maintenance staff whose duties consist solely of performing the labor necessary to accomplish the authorized uses for the capital outlay funding, such funding may be used for those salaries; however, if a school district has salaried staff whose duties consist partially of performing the labor necessary to accomplish the authorized uses for the capital outlay funding, the district shall prorate the portion of salary of each such employee that is based on labor for authorized capital outlay funding, and such funding may be used to pay that portion.

(b)1. A district school board may not use funds from the following sources: Public Education Capital Outlay and Debt Service Trust Fund; School District and Community College District Capital Outlay and Debt Service Trust Fund; Classrooms First Program funds provided in s. 1013.68; nonvoted 1.5-mill levy of ad valorem property taxes provided in s. 1011.71(2); Classrooms for Kids Program funds provided in s. 1013.735; District Effort Recognition Program funds provided in s. 1013.736; or High Growth District Capital Outlay Assistance Grant Program funds provided in s. 1013.738 for any new construction of educational plant space with a total cost per student station, including change orders, that equals more than:

- a. \$17,952 for an elementary school,
- b. \$19,386 for a middle school, or
- c. \$25,181 for a high school,

(January 2006) as adjusted annually to reflect increases or decreases in the Consumer Price Index.

2. School districts shall maintain accurate documentation related to the costs of all new construction of educational plant space reported to the Department of Education pursuant to paragraph (d). The Auditor General shall review the documentation maintained by the school dis-

tricts and verify compliance with the limits under this paragraph during its scheduled operational audits of the school district. The department shall make the final determination on district compliance based on the recommendation of the Auditor General.

3. The Office of Economic and Demographic Research, in consultation with the department, shall conduct a study of the cost per student station amounts using the most recent available information on construction costs. In this study, the costs per student station should represent the costs of classroom construction and administrative offices as well as the supplemental costs of core facilities, including required media centers, gymnasiums, music rooms, cafeterias and their associated kitchens and food service areas, vocational areas, and other defined specialty areas, including exceptional student education areas. The study must take into account appropriate cost-effectiveness factors in school construction and should include input from industry experts. The Office of Economic and Demographic Research must provide the results of the study and recommendations on the cost per student station to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31, 2017.

4. The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a study of the State Requirements for Education Facilities (SREF) to identify current requirements that can be eliminated or modified in order to decrease the cost of construction of educational facilities while ensuring student safety. OPPAGA must provide the results of the study, and an overall recommendation as to whether SREF should be retained, to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31, 2017.

5. Effective July 1, 2017, in addition to the funding sources listed in subparagraph 1., a district school board may not use funds from any sources for new construction of educational plant space with a total cost per student station, including change orders, which equals more than the current adjusted amounts provided in sub-subparagraphs 1.a.-c. which shall subsequently be adjusted annually to reflect increases or decreases in the Consumer Price Index. However, if a contract has been executed for architectural and design services or for construction management services before July 1, 2017, a district school board may use funds from any source for the new construction of educational plant space and such funds are exempt from the total cost per student station requirements.

6. A district school board must not use funds from the Public Education Capital Outlay and Debt Service Trust Fund or the School District and Community College District Capital Outlay and Debt Service Trust Fund for any new construction of an ancillary plant that exceeds 70 percent of the average cost per square foot of new construction for all schools.

(c) Except as otherwise provided, new construction for which a contract has been executed for architectural and design services or for construction management services by a district school board on or after July 1, 2017, may not exceed the cost per student station as provided in paragraph (b). A school district that exceeds the cost per student station provided in paragraph (b), as determined by the Auditor General, shall be subject to sanctions. If the Auditor General determines that the cost per student station overage is de minimus or due to extraordinary circumstances outside the control of the district, the sanctions shall not apply. The sanctions are as follows:

1. The school district shall be ineligible for allocations from the Public Education Capital Outlay and Debt Service Trust Fund for the next 3 years in which the school district would have received allocations had the violation not occurred.

2. The school district shall be subject to the supervision of a district capital outlay oversight committee. The oversight committee is authorized to approve all capital outlay expenditures of the school district, including new construction, renovations, and remodeling, for 3 fiscal years following the violation.

- a. Each oversight committee shall be composed of the following:

(I) One appointee of the Commissioner of Education who has significant financial management, school facilities construction, or related experience.

(II) One appointee of the office of the state attorney with jurisdiction over the district.

(III) One appointee of the Chief Financial Officer who is a licensed certified public accountant.

b. An appointee to the oversight committee may not be employed by the school district; be a relative, as defined in s. 1002.33(24)(a)2., of any school district employee; or be an elected official. Each appointee must sign an affidavit attesting to these conditions and affirming that no conflict of interest exists in his or her oversight role.

(d) The department shall:

1. Compute for each calendar year the statewide average construction costs for facilities serving each instructional level, for relocatable educational facilities, for administrative facilities, and for other ancillary and auxiliary facilities. The department shall compute the statewide average costs per student station for each instructional level.

2. Annually review the actual completed construction costs of educational facilities in each school district. For any school district in which the total actual cost per student station, including change orders, exceeds the statewide limits established in paragraph (b), the school district shall report to the department the actual cost per student station and the reason for the school district's inability to adhere to the limits established in paragraph (b). The department shall collect all such reports and shall provide these reports to the Auditor General for verification purposes.

Cost per student station includes contract costs, legal and administrative costs, fees of architects and engineers, furniture and equipment, and site improvement costs. Cost per student station does not include the cost of purchasing or leasing the site for the construction, ~~or the cost of related offsite improvements, or the cost of providing building and site improvements related to enhanced safety and security, including, but not limited to, perimeter walls, special gates and enclosure mechanisms, enhanced security systems, and additional hardening of the building envelope.~~

And the title is amended as follows:

Between lines 2652 and 2653 insert: amending s. 1013.64, F.S.; specifying that the cost per student station does not include certain improvements related to enhanced safety and security;

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

Senator Stewart moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1J (838080) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.30, Florida Statutes, is created to read:

790.30 *Assault weapons.*—

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

(a) “Assault weapon” means:

1. A selective-fire firearm capable of fully automatic, semiautomatic, or burst fire at the option of the user.

2. A part or combination of parts that converts a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.

3. A semiautomatic firearm that meets the criteria of one of the following sub-subparagraphs:

a. A semiautomatic rifle that has an ability to accept a detachable magazine and that has one or more of the following:

(I) A folding or telescoping stock.

(II) A pistol grip that protrudes conspicuously beneath the action of the weapon or any feature functioning as a protruding grip that can be held by the nontrigger hand or a thumbhole stock.

(III) A bayonet mount.

(IV) A flash suppressor or threaded barrel designed to accommodate a flash suppressor.

(V) A grenade launcher.

(VI) A shroud that is attached to the barrel, or that partially or completely encircles the barrel and allows the bearer to hold the firearm with the nontrigger hand without being burned, but excluding a slide that encloses the barrel.

b. A semiautomatic pistol that has an ability to accept a detachable magazine and that has one or more of the following:

(I) The capacity to accept an ammunition magazine that attaches to the pistol at any location outside the pistol grip.

(II) A threaded barrel capable of accepting a barrel extender, flash suppressor, forward handgrip, or silencer.

(III) A slide that encloses the barrel and that allows the shooter to hold the firearm with the nontrigger hand without being burned.

(IV) A manufactured weight of 50 ounces or more when the pistol is unloaded.

(V) A semiautomatic version of an automatic firearm.

(VI) Any feature capable of functioning as a protruding grip that can be held by the nontrigger hand.

(VII) A folding, telescoping, or thumbhole stock.

c. A semiautomatic shotgun that has one or more of the following:

(I) A folding or telescoping stock.

(II) A pistol grip that protrudes conspicuously beneath the action of the weapon.

(III) A thumbhole stock.

(IV) A fixed-magazine capacity in excess of 5 rounds.

(V) An ability to accept a detachable magazine.

d. A semiautomatic pistol or a semiautomatic, centerfire, or rimfire rifle with a fixed magazine that has the capacity to accept more than 10 rounds of ammunition.

e. A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.

(b) “Detachable magazine” means an ammunition feeding device that can be removed from a firearm without disassembly of the firearm action.

(c) “Fixed magazine” means an ammunition feeding device contained in, or permanently attached to, a firearm in such a manner that the device cannot be removed without disassembly of the firearm action.

(d) “Large-capacity magazine” means any ammunition feeding device with the capacity to accept more than 7 rounds, or any conversion kit, part, or combination of parts from which such a device can be assembled if those parts are in the possession or under the control of the same person, but does not include any of the following:

1. A feeding device that has been permanently altered so that it cannot accommodate more than 7 rounds;

2. A .22 caliber tube ammunition feeding device; or

3. A tubular magazine that is contained in a lever-action firearm.

(e) “Licensed gun dealer” means a person who has a federal firearms license.

(2) **SALE OR TRANSFER.**—

(a) A person may not import into this state or, within this state, distribute, transport, sell, keep for sale, offer or expose for sale, or give an assault weapon or large-capacity magazine. Except as provided in paragraph (b), any person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person may not transfer, sell, or give an assault weapon or large-capacity magazine to a person under 21 years of age. Any person who violates this paragraph commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(c) Paragraph (a) does not apply to:

1. The sale of assault weapons or large-capacity magazines to the Department of Law Enforcement, to a law enforcement agency as defined in s. 934.02, to the Department of Corrections, or to the military, air, or naval forces of this state or the United States for use in the discharge of their official duties.

2. A person who is the executor or administrator of an estate that includes an assault weapon or large-capacity magazine which is disposed of as authorized by the probate court, if the disposition is otherwise authorized under this section.

3. The transfer by bequest or intestate succession of an assault weapon or large-capacity magazine.

(3) **POSSESSION.**—

(a) Except as otherwise provided in this section or authorized by any other law, a person may not, within this state, possess an assault weapon or large-capacity magazine. Any person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Paragraph (a) does not apply to the possession of an assault weapon or large-capacity magazine by a member or employee of the Department of Law Enforcement, a law enforcement agency as defined in s. 934.02, the Department of Corrections, or the military, air, or naval forces of this state or of the United States for use in the discharge of his or her official duties; nor does this section prohibit the possession or use of an assault weapon or large-capacity magazine by a sworn member of one of these agencies when on duty and when the use is within the scope of his or her duties.

(c) Paragraph (a) does not apply to the possession of an assault weapon or large-capacity magazine by any person before July 1, 2019, if all of the following are applicable:

1. The person is eligible to apply for a certificate of possession for the assault weapon or large-capacity magazine by July 1, 2019;

2. The person lawfully possessed the assault weapon or large-capacity magazine before October 1, 2018; and

3. The person is otherwise in compliance with this section and the applicable requirements of this chapter for possession of a firearm.

(d) Paragraph (a) does not apply to a person who is the executor or administrator of an estate that includes an assault weapon or large-capacity magazine, if the assault weapon or large-capacity magazine is possessed at a place authorized by the probate court.

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; creating s. 790.30, F.S.; defining terms; prohibiting the sale or transfer of an assault weapon or large-capacity magazine; providing criminal penalties; providing applicability; providing exceptions; prohibiting possession of an assault weapon or large-capacity magazine; providing exceptions; providing applicability; providing criminal penalties; providing legislative intent;

The vote was:

Yeas—17

Book	Garcia	Rouson
Bracy	Gibson	Stewart
Braynon	Montford	Taddeo
Campbell	Powell	Thurston
Farmer	Rader	Torres
Flores	Rodriguez	

Nays—20

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	

Vote after roll call:

Nay—Young

MOMENT OF SILENCE

With today marking the seventeenth day since the loss of 17 lives at Marjory Stoneman Douglas High School, the President led the Senate in a moment of silence.

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

Senator Taddeo moved the following amendments to **Amendment 1 (234288)** which failed:

Amendment 1K (358114) (with title amendment)—Delete lines 40-80 insert:
incident on a school premises.

1. The sheriff who chooses to establish the program shall appoint as school marshals, without the power of arrest, school employees who volunteer and who are selected by a school district or a governing board of a public or nonpublic school and who:

a. Hold a valid license issued under s. 790.06.

b. Complete 132 total hours of comprehensive firearm safety and proficiency training conducted by Criminal Justice Training and Standards Commission-certified instructors, which must include:

(I) Eighty hours of firearms instruction based on the Criminal Justice Standards and Training Commission’s Law Enforcement Academy training model, which must include at least 10 percent but no more than 20 percent more rounds fired than associated with academy training. Program participants must achieve an 85 percent pass rate on the firearms training.

(II) Sixteen hours of instruction in precision pistol.

(III) Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.

(IV) Eight hours of instruction in active shooter or assailant scenarios.

(V) Eight hours of instruction in defensive tactics.

(VI) Twelve hours of instruction in legal issues.

c. Pass a psychological evaluation administered by a psychologist licensed under chapter 490 and designated by the Department of Law Enforcement and submit the results of the evaluation to the sheriff’s office. The Department of Law Enforcement is authorized to provide the

sheriff's office with mental health and substance abuse data for compliance with this paragraph.

d. Submit to and pass an initial drug test and subsequent random drug tests in accordance with the requirements of s. 112.0455 and the sheriff's office.

e. Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis.

The sheriff shall issue a school marshal certificate to individuals who meet the requirements of this subparagraph. The sheriff shall maintain documentation of weapon and equipment inspections, as well as the training, certification, inspection, and qualification records of each school marshal appointed by the sheriff.

2. A parent may remove his or her child who is a student in a classroom from such classroom if a sheriff's marshal carrying a firearm is assigned to the classroom or if, for any reason, a firearm is present in the classroom, unless the person carrying such firearm is a law enforcement officer as defined in s. 943.10(1).

And the title is amended as follows:

Delete line 2385 and insert: such school marshals; authorizing a parent to remove his or her child who is a student in a classroom from such classroom under certain circumstances; providing an exception; amending s. 121.091, F.S.;

Amendment 1L (500568) (with title amendment)—Delete lines 364-367 and insert:

Section 10. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), a new subsection (13) is added to that section, and paragraph (c) of subsection (2) of that section is amended, to read:

790.065 Sale and delivery of firearms.—

(2) Upon receipt of a request for a criminal history record check, the Department of Law Enforcement shall, during the licensee's call or by return call, forthwith:

(c)1. Review any records available to it to determine whether the potential buyer or transferee has been indicted or has had an information filed against her or him for an offense that is a felony under either state or federal law, or, as mandated by federal law, has had an injunction for protection against domestic violence entered against the potential buyer or transferee under s. 741.30, has had an injunction for protection against repeat violence entered against the potential buyer or transferee under s. 784.046, or has been arrested for a dangerous crime as specified in s. 907.041(4)(a) or for any of the following enumerated offenses:

- a. Criminal anarchy under ss. 876.01 and 876.02.
- b. Extortion under s. 836.05.
- c. Explosives violations under s. 552.22(1) and (2).
- d. Controlled substances violations under chapter 893.
- e. Resisting an officer with violence under s. 843.01.
- f. Weapons and firearms violations under this chapter.
- g. Treason under s. 876.32.
- h. Assisting self-murder under s. 782.08.
- i. Sabotage under s. 876.38.
- j. Stalking or aggravated stalking under s. 784.048.

If the review indicates any such indictment, information, or arrest, the department shall provide to the licensee a conditional nonapproval number.

2. Within 24 working hours, the department shall determine the disposition of the indictment, information, or arrest and inform the li-

censee as to whether the potential buyer is prohibited from receiving or possessing a firearm. For purposes of this paragraph, "working hours" means the hours from 8 a.m. to 5 p.m. Monday through Friday, excluding legal holidays.

3. The office of the clerk of court, at no charge to the department, shall respond to any department request for data on the disposition of the indictment, information, or arrest as soon as possible, but in no event later than 8 working hours.

4. The department shall determine as quickly as possible within the allotted time period whether the potential buyer is prohibited from receiving or possessing a firearm.

5. If the potential buyer is not so prohibited, or if the department cannot determine the disposition information within the allotted time period, the department shall provide the licensee with a conditional approval number.

6. If the buyer is so prohibited, the conditional nonapproval number shall become a nonapproval number *and the department must notify by telephone or by electronic means, followed by written notice, the appropriate sheriff's office and the local law enforcement agency and identify the potential buyer who is prohibited from receiving or possessing a firearm.*

7. The department shall continue its attempts to obtain the disposition information and may retain a record of all approval numbers granted without sufficient disposition information. If the department later obtains disposition information which indicates:

a. That the potential buyer is not prohibited from owning a firearm, it shall treat the record of the transaction in accordance with this section; or

b. That the potential buyer is prohibited from owning a firearm, it shall immediately revoke the conditional approval number and notify local law enforcement.

8. During the time that disposition of the indictment, information, or arrest is pending and until the department is notified by the potential buyer that there has been a final disposition of the indictment, information, or arrest, the conditional nonapproval number shall remain in effect.

And the title is amended as follows:

Delete line 2434 and insert: F.S.; requiring the Department of Law Enforcement to notify, by telephone or by electronic means, and in writing, the appropriate sheriff's office and local law enforcement agency and identify potential buyers who are prohibited from receiving or possessing a firearm; prohibiting a person younger than a certain age

The vote was:

Yeas—15

Book	Gibson	Rouson
Bracy	Montford	Stewart
Braynon	Powell	Taddeo
Campbell	Rader	Thurston
Farmer	Rodriguez	Torres

Nays—21

Mr. President	Gainer	Mayfield
Baxley	Galvano	Passidomo
Bean	Garcia	Perry
Benacquisto	Grimsley	Simmons
Brandes	Hukill	Simpson
Broxson	Hutson	Stargel
Flores	Lee	Steube

Vote after roll call:

Nay—Young

Amendment 1M (158246) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.33, Florida Statutes, is amended to read:

790.33 ~~Field of Regulation of firearms and ammunition pre-empted.~~—

(1) *It is the intent of the Legislature to set minimum statewide firearm and ammunition standards and to allow local governments, through their elected officials, to enact ordinances, regulations, or rules that fit the unique makeup and demographics of their respective communities.*

(2) *Local government officials may enact ordinances, regulations, or rules that are more stringent than the laws established by the Legislature which they deem appropriate for their respective communities.*

(1) ~~PREEMPTION.~~ Except as expressly provided by the State Constitution or general law, the Legislature hereby declares that it is occupying the whole field of regulation of firearms and ammunition, including the purchase, sale, transfer, taxation, manufacture, ownership, possession, storage, and transportation thereof, to the exclusion of all existing and future county, city, town, or municipal ordinances or any administrative regulations or rules adopted by local or state government relating thereto. Any such existing ordinances, rules, or regulations are hereby declared null and void.

(2) ~~POLICY AND INTENT.~~—

(a) It is the intent of this section to provide uniform firearms laws in the state; to declare all ordinances and regulations null and void which have been enacted by any jurisdictions other than state and federal, which regulate firearms, ammunition, or components thereof; to prohibit the enactment of any future ordinances or regulations relating to firearms, ammunition, or components thereof unless specifically authorized by this section or general law; and to require local jurisdictions to enforce state firearms laws.

(b) It is further the intent of this section to deter and prevent the violation of this section and the violation of rights protected under the constitution and laws of this state related to firearms, ammunition, or components thereof, by the abuse of official authority that occurs when enactments are passed in violation of state law or under color of local or state authority.

(3) ~~PROHIBITIONS; PENALTIES.~~—

(a) Any person, county, agency, municipality, district, or other entity that violates the Legislature's occupation of the whole field of regulation of firearms and ammunition, as declared in subsection (1), by enacting or causing to be enforced any local ordinance or administrative rule or regulation impinging upon such exclusive occupation of the field shall be liable as set forth herein.

(b) If any county, city, town, or other local government violates this section, the court shall declare the improper ordinance, regulation, or rule invalid and issue a permanent injunction against the local government prohibiting it from enforcing such ordinance, regulation, or rule. It is no defense that in enacting the ordinance, regulation, or rule the local government was acting in good faith or upon advice of counsel.

(c) If the court determines that a violation was knowing and willful, the court shall assess a civil fine of up to \$5,000 against the elected or appointed local government official or officials or administrative agency head under whose jurisdiction the violation occurred.

(d) ~~Except as required by applicable law, public funds may not be used to defend or reimburse the unlawful conduct of any person found to have knowingly and willfully violated this section.~~

(e) A knowing and willful violation of any provision of this section by a person acting in an official capacity for any entity enacting or causing to be enforced a local ordinance or administrative rule or regulation prohibited under paragraph (a) or otherwise under color of law shall be cause for termination of employment or contract or removal from office by the Governor.

(f) ~~A person or an organization whose membership is adversely affected by any ordinance, regulation, measure, directive, rule, enactment, order, or policy promulgated or caused to be enforced in violation of this section may file suit against any county, agency, municipality, district, or other entity in any court of this state having jurisdiction over any defendant to the suit for declaratory and injunctive relief and for actual damages, as limited herein, caused by the violation. A court shall award the prevailing plaintiff in any such suit:~~

1. ~~Reasonable attorney's fees and costs in accordance with the laws of this state, including a contingency fee multiplier, as authorized by law; and~~

2. ~~The actual damages incurred, but not more than \$100,000.~~

~~Interest on the sums awarded pursuant to this subsection shall accrue at the legal rate from the date on which suit was filed.~~

(4) ~~EXCEPTIONS.~~ This section does not prohibit:

(a) ~~Zoning ordinances that encompass firearms businesses along with other businesses, except that zoning ordinances that are designed for the purpose of restricting or prohibiting the sale, purchase, transfer, or manufacture of firearms or ammunition as a method of regulating firearms or ammunition are in conflict with this subsection and are prohibited;~~

(b) ~~A duly organized law enforcement agency from enacting and enforcing regulations pertaining to firearms, ammunition, or firearm accessories issued to or used by peace officers in the course of their official duties;~~

(c) ~~Except as provided in s. 790.251, any entity subject to the prohibitions of this section from regulating or prohibiting the carrying of firearms and ammunition by an employee of the entity during and in the course of the employee's official duties;~~

(d) ~~A court or administrative law judge from hearing and resolving any case or controversy or issuing any opinion or order on a matter within the jurisdiction of that court or judge; or~~

(e) ~~The Florida Fish and Wildlife Conservation Commission from regulating the use of firearms or ammunition as a method of taking wildlife and regulating the shooting ranges managed by the commission.~~

(5) ~~SHORT TITLE.~~ As created by chapter 87-23, Laws of Florida, this section may be cited as the "Joe Carlucci Uniform Firearms Act."

Section 14. Subsection (4) of section 790.251, Florida Statutes, is amended to read:

790.251 Protection of the right to keep and bear arms in motor vehicles for self-defense and other lawful purposes; prohibited acts; duty of public and private employers; immunity from liability; enforcement.—

(4) **PROHIBITED ACTS.**—No public or private employer may violate the constitutional rights of any customer, employee, or invitee as provided in paragraphs (a)-(e):

(a) No public or private employer may prohibit any customer, employee, or invitee from possessing any legally owned firearm when such firearm is lawfully possessed and locked inside or locked to a private motor vehicle in a parking lot and when the customer, employee, or invitee is lawfully in such area.

(b) No public or private employer may violate the privacy rights of a customer, employee, or invitee by verbal or written inquiry regarding the presence of a firearm inside or locked to a private motor vehicle in a parking lot or by an actual search of a private motor vehicle in a parking lot to ascertain the presence of a firearm within the vehicle. Further, no public or private employer may take any action against a customer, employee, or invitee based upon verbal or written statements of any party concerning possession of a firearm stored inside a private motor vehicle in a parking lot for lawful purposes. A search of a private motor vehicle in the parking lot of a public or private employer to ascertain the presence of a firearm within the vehicle may only be conducted by on-

duty law enforcement personnel, based upon due process and must comply with constitutional protections.

(c) No public or private employer shall condition employment upon either:

1. The fact that an employee or prospective employee holds or does not hold a license issued pursuant to s. 790.06; or

2. Any agreement by an employee or a prospective employee that prohibits an employee from keeping a legal firearm locked inside or locked to a private motor vehicle in a parking lot when such firearm is kept for lawful purposes.

(d) No public or private employer shall prohibit or attempt to prevent any customer, employee, or invitee from entering the parking lot of the employer's place of business because the customer's, employee's, or invitee's private motor vehicle contains a legal firearm being carried for lawful purposes, that is out of sight within the customer's, employee's, or invitee's private motor vehicle.

(e) No public or private employer may terminate the employment of or otherwise discriminate against an employee, or expel a customer or invitee for exercising his or her constitutional right to keep and bear arms or for exercising the right of self-defense as long as a firearm is never exhibited on company property for any reason other than lawful defensive purposes.

~~This subsection applies to all public sector employers, including those already prohibited from regulating firearms under the provisions of s. 790.33.~~

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; amending s. 790.33, F.S.; providing legislative intent; authorizing local government officials to enact ordinances, regulations, or rules more stringent than the laws established by the Legislature in the regulation of firearms and ammunition; deleting preemption provisions; deleting policy and intent provisions; deleting prohibitions on enacting certain ordinances, regulations, or rules; deleting civil penalties; deleting exceptions; deleting a short title; amending s. 790.251, F.S.; conforming a provision to changes made by the act; providing legislative intent;

The vote was:

Yeas—13

Book	Montford	Taddeo
Braynon	Rader	Thurston
Campbell	Rodriguez	Torres
Farmer	Rouson	
Gibson	Stewart	

Nays—23

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Broxson	Lee	Young
Flores	Mayfield	

Vote after roll call:

Yea—Bracy, Powell

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 9:00 p.m.

SENATOR BENACQUISTO PRESIDING

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

Senator Rouson moved the following amendments to **Amendment 1 (234288)** which failed:

Amendment 1N (407394) (with title amendment)—Delete lines 370-371 and insert:

than 21 years of age may not be made or facilitated by any individual or entity. A

And the title is amended as follows:

Delete lines 2437-2439 and insert: firearm to a person younger than a certain age by any individual or entity; providing criminal penalties; providing

The vote was:

Yeas—15

Book	Gibson	Rouson
Bracy	Montford	Stewart
Braynon	Powell	Taddeo
Campbell	Rader	Thurston
Farmer	Rodriguez	Torres

Nays—22

Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Broxson	Lee	Young
Flores	Mayfield	
Gainer	Passidomo	

Amendment 1O (188092)—Delete line 2055 and insert:

1. The school district, in collaboration with the local behavioral health managing entity, must annually develop and submit a detailed

Amendment 1P (749698) (with title amendment)—Delete lines 368-369 and insert:

(13) A person younger than 21 years of age may not purchase a firearm and a person may not transfer a firearm to another person younger than 21 years of age. The sale or transfer of a firearm to a person younger

And the title is amended as follows:

Delete line 2435 and insert: from purchasing a firearm; prohibiting a person from transferring a firearm to another person younger than a certain age; prohibiting the sale or

THE PRESIDENT PRESIDING

SENATOR BENACQUISTO PRESIDING

THE PRESIDENT PRESIDING

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

Senator Braynon moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1Q (130062) (with title amendment)—Delete lines 30-2251 and insert:

Section 5. Paragraph (c) of subsection (9) of section 121.091, Florida Statutes, is amended, and paragraph (f) is added to that subsection to read:

121.091 Benefits payable under the system.—Benefits may not be paid under this section unless the member has terminated employment as provided in s. 121.021(39)(a) or begun participation in the Deferred Retirement Option Program as provided in subsection (13), and a proper application has been filed in the manner prescribed by the department. The department may cancel an application for retirement benefits when the member or beneficiary fails to timely provide the information and documents required by this chapter and the department's rules. The department shall adopt rules establishing procedures for application for retirement benefits and for the cancellation of such application when the required information or documents are not received.

(9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.—

(c) Any person whose retirement is effective on or after July 1, 2010, or whose participation in the Deferred Retirement Option Program terminates on or after July 1, 2010, who is retired under this chapter, except under the disability retirement provisions of subsection (4) or as provided in s. 121.053, may be reemployed by an employer that participates in a state-administered retirement system and receive retirement benefits and compensation from that employer. However, a person may not be reemployed by an employer participating in the Florida Retirement System before meeting the definition of termination in s. 121.021 and may not receive both a salary from the employer and retirement benefits for 6 calendar months after meeting the definition of termination, *except as provided in paragraph (f)*. However, a DROP participant shall continue employment and receive a salary during the period of participation in the Deferred Retirement Option Program, as provided in subsection (13).

1. The reemployed retiree may not renew membership in the Florida Retirement System, except as provided in s. 121.122.

2. The employer shall pay retirement contributions in an amount equal to the unfunded actuarial liability portion of the employer contribution that would be required for active members of the Florida Retirement System in addition to the contributions required by s. 121.76.

3. A retiree initially reemployed in violation of this paragraph and an employer that employs or appoints such person are jointly and severally liable for reimbursement of any retirement benefits paid to the retirement trust fund from which the benefits were paid, including the Florida Retirement System Trust Fund and the Public Employee Optional Retirement Program Trust Fund, as appropriate. The employer must have a written statement from the employee that he or she is not retired from a state-administered retirement system. Retirement benefits shall remain suspended until repayment is made. Benefits suspended beyond the end of the retiree's 6-month reemployment limitation period shall apply toward the repayment of benefits received in violation of this paragraph.

(f) *A retired law enforcement officer may be reemployed as a school resource officer by an employer that participates in the Florida Retirement System and receive compensation from that employer and retirement benefits after meeting the definition of termination in s. 121.021, but may not receive both a salary from the employer and retirement benefits for 6 calendar months immediately subsequent to the date of retirement. The reemployed retired law enforcement officer may not renew membership in the Florida Retirement System, except as provided in s. 121.122.*

Section 6. Paragraphs (c) and (d) of subsection (2) of section 394.463, Florida Statutes, are amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(c) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may:

1. Serve and execute such order on any day of the week, at any time of the day or night; *and*

2. *Use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and take custody of the person who is the subject of the ex parte order. When practicable, a law enforcement officer who has*

received crisis intervention team (CIT) training shall be assigned to serve and execute the ex parte order.

(d)1. *A law enforcement officer taking custody of a person under this subsection may seize and hold a firearm or any ammunition the person possesses at the time of taking him or her into custody if the person poses a potential danger to himself or herself or others and has made a credible threat of violence against another person.*

2. *If the law enforcement officer takes custody of the person at the person's residence and the criteria in subparagraph 1. have been met, the law enforcement officer may seek the voluntary surrender of firearms or ammunition kept in the residence which have not already been seized under subparagraph 1. If such firearms or ammunition are not voluntarily surrendered, or if the person has other firearms or ammunition that were not seized or voluntarily surrendered when he or she was taken into custody, a law enforcement officer may petition the appropriate court under s. 790.401 for a risk protection order against the person.*

3. *Firearms or ammunition seized or voluntarily surrendered under this paragraph must be made available for return no later than 24 hours after the person taken into custody can document that he or she is no longer subject to involuntary examination and has been released or discharged from any inpatient or involuntary outpatient treatment provided or ordered under paragraph (g), unless a risk protection order entered under s. 790.401 directs the law enforcement agency to hold the firearms or ammunition for a longer period or the person is subject to a firearm purchase disability under s. 790.065(2), or a firearm possession and firearm ownership disability under s. 790.064. The process for the actual return of firearms or ammunition seized or voluntarily surrendered under this paragraph may not take longer than 7 days.*

4. *Law enforcement agencies must develop policies and procedures relating to the seizure, storage, and return of firearms or ammunition held under this paragraph. A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and to take custody of the person who is the subject of the ex parte order.*

Section 7. Section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(1) The department shall establish, within available resources, an array of services to meet the individualized service and treatment needs of children and adolescents who are members of the target populations specified in s. 394.493, and of their families. It is the intent of the Legislature that a child or adolescent may not be admitted to a state mental health facility and such a facility may not be included within the array of services.

(2) The array of services must include assessment services that provide a professional interpretation of the nature of the problems of the child or adolescent and his or her family; family issues that may impact the problems; additional factors that contribute to the problems; and the assets, strengths, and resources of the child or adolescent and his or her family. The assessment services to be provided shall be determined by the clinical needs of each child or adolescent. Assessment services include, but are not limited to, evaluation and screening in the following areas:

(a) Physical and mental health for purposes of identifying medical and psychiatric problems.

(b) Psychological functioning, as determined through a battery of psychological tests.

(c) Intelligence and academic achievement.

(d) Social and behavioral functioning.

(e) Family functioning.

The assessment for academic achievement is the financial responsibility of the school district. The department shall cooperate with other state

agencies and the school district to avoid duplicating assessment services.

(3) Assessments must be performed by:

- (a) A professional as defined in s. 394.455(5), (7), (32), (35), or (36);
- (b) A professional licensed under chapter 491; or

(c) A person who is under the direct supervision of a qualified professional as defined in s. 394.455(5), (7), (32), (35), or (36) or a professional licensed under chapter 491.

(4) The array of services may include, but is not limited to:

- (a) Prevention services.
- (b) Home-based services.
- (c) School-based services.
- (d) Family therapy.
- (e) Family support.
- (f) Respite services.
- (g) Outpatient treatment.
- (h) Day treatment.
- (i) Crisis stabilization.
- (j) Therapeutic foster care.
- (k) Residential treatment.
- (l) Inpatient hospitalization.
- (m) Case management.
- (n) Services for victims of sex offenses.
- (o) Transitional services.

(p) Trauma-informed services for children who have suffered sexual exploitation as defined in s. 39.01(71)(g).

(5) In order to enhance collaboration between agencies and to facilitate the provision of services by the child and adolescent mental health treatment and support system and the school district, the local child and adolescent mental health system of care shall include the local educational multiagency network for severely emotionally disturbed students specified in s. 1006.04.

(6) *The department shall contract for community action treatment teams throughout the state with the managing entities. A community action treatment team shall:*

(a) Provide community-based behavioral health and support services to children from 11 to 13 years of age, adolescents, and young adults from 18 to 21 years of age with serious behavioral health conditions who are at risk of out-of-home placement as demonstrated by:

1. *Repeated failures at less intensive levels of care;*
2. *Two or more behavioral health hospitalizations;*
3. *Involvement with the Department of Juvenile Justice;*
4. *A history of multiple episodes involving law enforcement; or*
5. *A record of poor academic performance or suspensions.*

Children younger than 11 years of age who otherwise meet the criteria in this paragraph may be candidates for such services if they demonstrate two or more of the characteristics listed in subparagraph 1.-5.

(b) Use an integrated service delivery approach to comprehensively address the needs of the child, adolescent, or young adult and strengthen his or her family and support systems to assist the child, adolescent, or

young adult to live successfully in the community. A community action treatment team shall address the therapeutic needs of the child, adolescent, or young adult receiving services and assist parents and caregivers in obtaining services and support. The community action treatment team shall make referrals to specialized treatment providers if necessary, with follow up by the community action treatment team to ensure services are received.

(c) Focus on engaging the child, adolescent, or young adult and his or her family as active participants in every phase of the treatment process. Community action treatment teams shall be available to the child, adolescent, or young adult and his or her family at all times.

(d) Coordinate with other key entities providing services and supports to the child, adolescent, or young adult and his or her family, including, but not limited to, the child's, adolescent's, or young adult's school, the local educational multiagency network for severely emotionally disturbed students under s. 1006.04, the child welfare system, and the juvenile justice system. Community action treatment teams shall also coordinate with the managing entity in their service location.

(e)1. Subject to appropriations and at a minimum, individually serve each of the following counties or regions:

- a. *Alachua.*
- b. *Alachua, Columbia, Dixie, Hamilton, Lafayette, and Suwannee.*
- c. *Bay.*
- d. *Brevard.*
- e. *Collier.*
- f. *DeSoto and Sarasota.*
- g. *Duval.*
- h. *Escambia.*
- i. *Hardee, Highlands, and Polk.*
- j. *Hillsborough.*
- k. *Indian River, Martin, Okeechobee, and St. Lucie.*
- l. *Lake and Sumter.*
- m. *Lee.*
- n. *Manatee.*
- o. *Marion.*
- p. *Miami-Dade.*
- q. *Okaloosa.*
- r. *Orange.*
- s. *Palm Beach.*
- t. *Pasco.*
- u. *Pinellas.*
- v. *Walton.*

2. Subject to appropriations, the department shall contract for additional teams through the managing entities to ensure the availability of community action treatment team services in the remaining areas of the state.

Section 8. Section 790.064, Florida Statutes, is created to read:

790.064 *Firearm possession and firearm ownership disability.—*

(1) A person who has been adjudicated mentally defective or who has been committed to a mental institution, as those terms are defined in s.

790.065(2), may not own a firearm or possess a firearm until relief from the firearm possession and firearm ownership disability is obtained.

(2) The firearm possession and firearm ownership disability runs concurrently with the firearm purchase disability provided in s. 790.065(2).

(3) A person may petition the court that made the adjudication or commitment, or that ordered that the record be submitted to the Department of Law Enforcement pursuant to s. 790.065(2), for relief from the firearm possession and firearm ownership disability.

(4) The person seeking relief must follow the procedures set forth in s. 790.065(2) for obtaining relief from the firearm purchase disability in seeking relief from the firearm possession and firearm ownership disability.

(5) The person may seek relief from the firearm possession and firearm ownership disability simultaneously with the relief being sought from the firearm purchase disability, if such relief is sought, pursuant to the procedure set forth in s. 790.065(2).

Section 9. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), and a new subsection (13) is added to that section, to read:

790.065 Sale and delivery of firearms.—

(13) A person younger than 21 years of age may not purchase a firearm. The sale or transfer of a firearm to a person younger than 21 years of age may not be made or facilitated by a licensed importer, licensed manufacturer, or licensed dealer. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. The prohibitions of this subsection do not apply to the purchase of a rifle or shotgun by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

Section 10. Section 790.0655, Florida Statutes, is amended to read:

790.0655 Purchase and delivery of firearms ~~handguns~~; mandatory waiting period; exceptions; penalties.—

(1)(a) ~~There shall be~~ A mandatory ~~3-day~~ waiting period is imposed between the purchase and delivery of a firearm. The mandatory waiting period is, ~~which shall be~~ 3 days, excluding weekends and legal holidays, or expires upon the completion of the records checks required under s. 790.065, whichever occurs later ~~between the purchase and the delivery at retail of any handgun~~. “Purchase” means the transfer of money or other valuable consideration to the retailer. ~~“Handgun” means a firearm capable of being carried and used by one hand, such as a pistol or revolver.~~ “Retailer” means and includes a licensed importer, licensed manufacturer, or licensed dealer ~~every person~~ engaged in the business of making firearm sales at retail or for distribution, or use, or consumption, or storage to be used or consumed in this state, as defined in s. 212.02(13).

(b) Records of ~~firearm handgun~~ sales must be available for inspection by any law enforcement agency, as defined in s. 934.02, during normal business hours.

(2) The ~~3-day~~ waiting period ~~does shall~~ not apply in the following circumstances:

(a) When a ~~firearm handgun~~ is being purchased by a holder of a concealed weapons permit as defined in s. 790.06.

(b) To a trade-in of another ~~firearm handgun~~.

(c) To the purchase of a rifle or shotgun, upon a person’s successfully completing a minimum of a 16-hour hunter safety course and possessing a hunter safety certification card issued under s. 379.3581. A person who is exempt from the hunter safety course requirements under s. 379.3581 and holds a valid Florida hunting license, is exempt from the mandatory waiting period under this section for the purchase of a rifle or shotgun.

(d) When a rifle or shotgun is being purchased by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

(3) It is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084:

(a) For any retailer, or any employee or agent of a retailer, to deliver a ~~firearm handgun~~ before the expiration of the ~~3-day~~ waiting period, subject to the exceptions provided in subsection (2).

(b) For a purchaser to obtain delivery of a ~~firearm handgun~~ by fraud, false pretense, or false representation.

Section 11. Effective October 1, 2018, section 790.222, Florida Statutes, is created to read:

790.222 Bump-fire stocks prohibited.—A person may not import into this state or transfer, distribute, sell, keep for sale, offer for sale, possess, or give to another person a bump-fire stock. A person who violates this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this section, the term “bump-fire stock” means a conversion kit, a tool, an accessory, or a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or which is used to increase the rate of fire to a faster rate than is possible for a person to fire such semiautomatic firearm unassisted by a kit, a tool, an accessory, or a device.

Section 12. (1) Section 790.401, Florida Statutes, is intended to temporarily prevent individuals who are at high risk of harming themselves or others from accessing firearms or ammunition by allowing law enforcement officers to obtain a court order when there is demonstrated evidence that a person poses a significant danger to himself or herself or others, including significant danger as a result of a mental health crisis or violent behavior.

(2) The purpose and intent of s. 790.401, Florida Statutes, is to reduce deaths and injuries as a result of certain individuals’ use of firearms while respecting constitutional rights by providing a judicial procedure for law enforcement officers to obtain a court order temporarily restricting a person’s access to firearms and ammunition. The process established by s. 790.401, Florida Statutes, is intended to apply only to situations in which the person poses a significant danger of harming himself or herself or others by possessing a firearm or ammunition and to include standards and safeguards to protect the rights of respondents and due process of law.

Section 13. Section 790.401, Florida Statutes, may be cited as “The Risk Protection Order Act.”

Section 14. Section 790.401, Florida Statutes, is created to read:

790.401 Risk protection orders.—

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

(a) “Petitioner” means a law enforcement officer or a law enforcement agency that petitions a court for a risk protection order under this section.

(b) “Respondent” means the individual who is identified as the respondent in a petition filed under this section.

(c) “Risk protection order” means a temporary ex parte order or a final order granted under this section.

(2) PETITION FOR A RISK PROTECTION ORDER.—There is created an action known as a petition for a risk protection order.

(a) A petition for a risk protection order may be filed by a law enforcement officer or law enforcement agency.

(b) An action under this section must be filed in the county where the petitioner’s law enforcement office is located or the county where the respondent resides.

(c) Such petition for a risk protection order does not require either party to be represented by an attorney.

(d) Notwithstanding any other law, attorney fees may not be awarded in any proceeding under this section.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(f) The petitioner must make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice must state that the petitioner intends to petition the court for a risk protection order or has already done so and must include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner must attest in the petition to having provided such notice or must attest to the steps that will be taken to provide such notice.

(g) The petitioner must list the address of record on the petition as being where the appropriate law enforcement agency is located.

(h) A court or a public agency may not charge fees for filing or for service of process to a petitioner seeking relief under this section and must provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(i) A person is not required to post a bond to obtain relief in any proceeding under this section.

(j) The circuit courts of this state have jurisdiction over proceedings under this section.

(3) RISK PROTECTION ORDER HEARINGS AND ISSUANCE.—

(a) Upon receipt of a petition, the court must order a hearing to be held no later than 14 days after the date of the order and must issue a notice of hearing to the respondent for the same.

1. The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as provided in subsection (5).

2. The court may, as provided in subsection (4), issue a temporary ex parte risk protection order pending the hearing ordered under this subsection. Such temporary ex parte order must be served concurrently with the notice of hearing and petition as provided in subsection (5).

3. The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court must receive assurances of the petitioner's identity before conducting a telephonic hearing.

(b) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court must issue a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months.

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or threats of violence by the respondent against himself or herself or others.

3. Evidence of the respondent being seriously mentally ill or having recurring mental health issues.

4. A violation by the respondent of a risk protection order or a no contact order issued under s. 741.30, s. 784.046, or s. 784.0485.

5. A previous or existing risk protection order issued against the respondent.

6. A violation of a previous or existing risk protection order issued against the respondent.

7. Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as defined in s. 741.28.

8. The respondent's ownership of, access to, or intent to possess firearms or ammunition.

9. The unlawful or reckless use, display, or brandishing of a firearm by the respondent.

10. The recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person.

11. Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of violence.

12. Corroborated evidence of the abuse of controlled substances or alcohol by the respondent.

13. Evidence of recent acquisition of firearms or ammunition by the respondent.

14. Any relevant information from family and household members concerning the respondent.

15. Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(d) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action either must present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained, or must present the evidence under oath at a hearing at which all parties are present.

(e) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under s. 741.30.

(f) During the hearing, the court must consider whether a mental health evaluation or chemical dependency evaluation is appropriate and, if such determination is made, may order such evaluations, if appropriate.

(g) A risk protection order must include all of the following:

1. A statement of the grounds supporting the issuance of the order;

2. The date the order was issued;

3. The date the order ends;

4. Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;

5. The address of the court in which any responsive pleading should be filed;

6. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and

7. The following statement:

“To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order.”

(h) If the court issues a risk protection order, the court must inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection (6). The court shall provide the respondent with a form to request a hearing to vacate.

(i) If the court denies the petitioner’s request for a risk protection order, the court must state the particular reasons for the denial.

(4) TEMPORARY EX PARTE RISK PROTECTION ORDERS.—

(a) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(b) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including the evidence described in paragraph (3)(c).

(c) If a court finds there is reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court must issue a temporary ex parte risk protection order.

(d) The court must hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(e) A temporary ex parte risk protection order must include all of the following:

1. A statement of the grounds asserted for the order;
2. The date the order was issued;
3. The address of the court in which any responsive pleading may be filed;
4. The date and time of the scheduled hearing;
5. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and
6. The following statement:

“To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. A hearing will be held on the date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a

court issuing an order against you which is valid for 1 year. You may seek the advice of an attorney as to any matter connected with this order.”

(f) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(g) A temporary ex parte risk protection order must be served by a law enforcement officer in the same manner as provided for in subsection (5) for service of the notice of hearing and petition and must be served concurrently with the notice of hearing and petition.

(h) If the court denies the petitioner’s request for a temporary ex parte risk protection order, the court must state the particular reasons for the denial.

(5) SERVICE.—

(a) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county where the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as possible on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff must verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent’s physical description and location. Notwithstanding any other provision of law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents, unless the other documents are of a similar emergency nature.

(b) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in paragraph (a) must be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. When an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

(6) TERMINATION AND EXTENSION OF ORDERS.—

(a) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any.

1. Upon receipt of the request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request must be served on the petitioner in accordance with subsection (5). The hearing must occur no sooner than 14 days and no later than 30 days after the date of service of the request upon the petitioner.

2. The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds after the hearing that the respondent has met his or her burden of proof, the court must vacate the order.

4. The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surren-

dered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(b) The court must notify the petitioner of the impending end of a risk protection order. Notice must be received by the petitioner at least 30 days before the date the order ends.

(c) The petitioner may, by motion, request an extension of a risk protection order at any time within 30 days before the end of the order.

1. Upon receipt of the motion to extend, the court shall order that a hearing be held no later than 14 days after the date the order is issued and shall schedule such hearing.

a. The court may schedule a hearing by telephone in the manner provided by subparagraph (3)(a)3.

b. The respondent must be personally serviced in the same manner provided by subsection (5).

2. In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection (3) continue to be met, the court must extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension.

4. The court may extend a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months, subject to an order to vacate as provided in paragraph (a) or to another extension order by the court.

(7) SURRENDER OF FIREARMS AND AMMUNITION.—

(a) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection (9), and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent.

(b) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent. The law enforcement officer shall take possession of all firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, which are surrendered. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent must surrender any firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, in a safe manner to the control of the local law enforcement agency immediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding ss. 933.02 and 933.18, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(c) At the time of surrender, a law enforcement officer taking possession of any firearm or ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered, and any license surrendered and shall provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the law enforce-

ment officer serving the order shall file the original receipt with the court and shall ensure that his or her law enforcement agency retains a copy of the receipt.

(d) Notwithstanding ss. 933.02 and 933.18, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition owned by the respondent, as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. If the court finds that probable cause exists, the court must issue a warrant describing the firearms or ammunition owned by the respondent and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition owned by the respondent discovered pursuant to such search.

(e) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

1. The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition.

2. The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(f) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than 3 business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(g) All law enforcement agencies must develop policies and procedures regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

(8) RETURN AND DISPOSAL OF FIREARMS AND AMMUNITION.—

(a) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition owned by the respondent or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, that has been surrendered or seized pursuant to this section must return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm issued under s. 790.06, as requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(b) If a risk protection order is vacated or ends without extension, the Department of Agriculture and Consumer Services, if it has suspended a license to carry a concealed weapon or firearm pursuant to this section, must reinstate such license only after confirming that the respondent is currently eligible to have a license to carry a concealed weapon or firearm pursuant to s. 790.06.

(c) A law enforcement agency must provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition owned by the respondent.

(d) Any firearm and ammunition surrendered by a respondent pursuant to subsection (7) which remains unclaimed for 1 year by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

(9) TRANSFER OF FIREARMS AND AMMUNITION.—A respondent may elect to transfer all firearms and ammunition owned by the respondent that have been surrendered to or seized by a local law enforcement agency pursuant to subsection (7) to another person who is

willing to receive the respondent's firearms and ammunition. The law enforcement agency must allow such a transfer only if it is determined that the chosen recipient:

(a) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(b) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(c) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

(10) REPORTING OF ORDERS.—

(a) Within 24 hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(b) Within 24 hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Florida Crime Information Center and National Crime Information Center. The order must remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems which has ended or been vacated. Entry of the order into the Florida Crime Information Center and National Crime Information Center constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(c) The issuing court shall, within 3 business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the Department of Agriculture and Consumer Services. Upon receipt of the information, the department shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the department must immediately suspend the license.

(d) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the Department of Agriculture and Consumer Services and the appropriate law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to paragraph (b).

(11) PENALTIES.—

(a) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in regard to any material matter commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) **LAW ENFORCEMENT RETAINS OTHER AUTHORITY.**—This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

(13) **LIABILITY.**—Except as provided in subsection (8) or subsection (11), this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order, including, but not limited to, providing notice to the petitioner, a family or household member of the respondent, and any known third party who may be at risk of violence or failure to provide such notice, or reporting, declining to report, in-

vestigating, declining to investigate, filing, or declining to file, a petition under this section.

(14) INSTRUCTIONAL AND INFORMATIONAL MATERIAL.—

(a) The Office of the State Courts Administrator shall develop and prepare instructions and informational brochures, standard petitions and risk protection order forms, and a court staff handbook on the risk protection order process. The standard petition and order forms must be used after January 1, 2019, for all petitions filed and orders issued pursuant to this section. The office shall determine the significant non-English-speaking or limited English-speaking populations in the state and prepare the instructions and informational brochures and standard petitions and risk protection order forms in such languages. The instructions, brochures, forms, and handbook must be prepared in consultation with interested persons, including representatives of gun violence prevention groups, judges, and law enforcement personnel. Materials must be based on best practices and must be available online to the public.

1. The instructions must be designed to assist petitioners in completing the petition and must include a sample of a standard petition and order for protection forms.

2. The instructions and standard petition must include a means for the petitioner to identify, with only layman's knowledge, the firearms or ammunition the respondent may own, possess, receive, or have in his or her custody or control. The instructions must provide pictures of types of firearms and ammunition that the petitioner may choose from to identify the relevant firearms or ammunition, or must provide an equivalent means to allow petitioners to identify firearms or ammunition without requiring specific or technical knowledge regarding the firearms or ammunition.

3. The informational brochure must describe the use of and the process for obtaining, extending, and vacating a risk protection order under this section and must provide relevant forms.

4. The risk protection order form must include, in a conspicuous location, notice of criminal penalties resulting from violation of the order and the following statement: "You have the sole responsibility to avoid or refrain from violating this order's provisions. Only the court can change the order and only upon written request."

5. The court staff handbook must allow for the addition of a community resource list by the clerk of the court.

(b) Any clerk of court may create a community resource list of crisis intervention, mental health, substance abuse, interpreter, counseling, and other relevant resources serving the county in which the court is located. The court may make the community resource list available as part of or in addition to the informational brochures described in paragraph (a).

(c) The Office of the State Courts Administrator shall distribute a master copy of the petition and order forms, instructions, and informational brochures to the clerks of court. Distribution of all documents shall, at a minimum, be in an electronic format or formats accessible to all courts and clerks of court in the state.

(d) Within 90 days after receipt of the master copy from the Office of the State Courts Administrator, the clerk of the court shall make available the standardized forms, instructions, and informational brochures required by this subsection.

(e) The Office of the State Courts Administrator shall update the instructions, brochures, standard petition and risk protection order forms, and court staff handbook as necessary, including when changes in the law make an update necessary.

Section 15. Section 836.10, Florida Statutes, is amended to read:

836.10 Written threats to kill, ~~or~~ do bodily injury, or conduct a mass shooting or an act of terrorism; punishment.—Any person who writes or composes and also sends or procures the sending of any letter, inscribed communication, or electronic communication, whether such letter or communication be signed or anonymous, to any person, containing a threat to kill or to do bodily injury to the person to whom such letter or communication is sent, or a threat to kill or do bodily injury to any

member of the family of the person to whom such letter or communication is sent, *or any person who makes, posts, or transmits a threat in a writing or other record, including an electronic record, to conduct a mass shooting or an act of terrorism, in any manner that would allow another person to view the threat*, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 16. Paragraph (f) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(f) LEVEL 6

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
			790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
			790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.
			790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
			794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
			794.05(1)	2nd	Unlawful sexual activity with specified minor.
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.	800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.	810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
775.0875(1)	3rd	Taking firearm from law enforcement officer.	812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.	812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.
784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.	812.015(9)(b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.
784.041	3rd	Felony battery; domestic battery by strangulation.	812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
784.048(3)	3rd	Aggravated stalking; credible threat.	817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
784.048(5)	3rd	Aggravated stalking of person under 16.	817.505(4)(b)	2nd	Patient brokering; 10 or more patients.
784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.	825.102(1)	3rd	Abuse of an elderly person or disabled adult.
784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.	825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
784.081(2)	2nd	Aggravated assault on specified official or employee.	825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.	827.03(2)(c)	3rd	Abuse of a child.
784.083(2)	2nd	Aggravated assault on code inspector.	827.03(2)(d)	3rd	Neglect of a child.
787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.			
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.			

Florida Statute	Felony Degree	Description
827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
836.05	2nd	Threats; extortion.
836.10	2nd	Written threats to kill, or do bodily injury, or conduct a mass shooting or an act of terrorism.
843.12	3rd	Aids or assists person to escape.
847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
944.40	2nd	Escapes.
944.46	3rd	Harboring, concealing, aiding escaped prisoners.
944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.

Section 17. Section 943.082, Florida Statutes, is created to read:

943.082 School Safety Awareness Program.—

(1) *In collaboration with the Department of Legal Affairs, the department shall competitively procure a mobile suspicious activity reporting tool that allows students and the community to relay information anonymously concerning unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials. As recommended by students of Marjory Stoneman Douglas High School, the program shall be named “FortifyFL.” At a minimum, the department must receive reports electronically through the mobile suspicious activity reporting tool that is available on both Android and Apple devices.*

(2) *The reporting tool must notify the reporting party of the following information:*

(a) *That the reporting party may provide his or her report anonymously.*

(b) *That if the reporting party chooses to disclose his or her identity, that information shall be shared with the appropriate law enforcement agency and school officials; however, the law enforcement agency and school officials shall be required to maintain the information as confidential.*

(3) *Information reported using the tool must be promptly forwarded to the appropriate law enforcement agency or school official.*

(4) *Law enforcement dispatch centers, school districts, schools, and other entities identified by the department shall be made aware of the mobile suspicious activity reporting tool.*

(5) *The department, in collaboration with the Division of Victims Services within the Office of the Attorney General and the Office of Safe Schools within the Department of Education, shall develop and provide a comprehensive training and awareness program on the use of the mobile suspicious activity reporting tool.*

Section 18. Section 943.687, Florida Statutes, is created to read:

943.687 Marjory Stoneman Douglas High School Public Safety Commission.—

(1) *There is created within the Department of Law Enforcement the Marjory Stoneman Douglas High School Public Safety Commission, a commission as defined in s. 20.03.*

(2)(a) *The commission shall convene no later than June 1, 2018, and shall be composed of 16 members. Five members shall be appointed by the President of the Senate, five members shall be appointed by the Speaker of the House of Representatives, and five members shall be appointed by the Governor. From the members of the commission, the Governor shall appoint the chair. Appointments must be made by April 30, 2018. The Commissioner of the Department of Law Enforcement shall serve as a member of the commission. The Secretary of Children and Families, the Secretary of Juvenile Justice, the Secretary of Health Care Administration, and the Commissioner of Education shall serve as ex officio, nonvoting members of the commission. Members shall serve at the pleasure of the officer who appointed the member. A vacancy on the commission shall be filled in the same manner as the original appointment.*

(b) *The General Counsel of the Department of Law Enforcement shall serve as the general counsel for the commission.*

(c) *The Department of Law Enforcement staff, as assigned by the chair, shall assist the commission in performing its duties.*

(d) *The commission shall meet as necessary to conduct its work at the call of the chair and at the time designated by him or her at locations throughout the state. The commission may conduct its meetings through teleconferences or other similar means.*

(e) *Members of the commission are entitled to receive reimbursement for per diem and travel expenses pursuant to s. 112.061.*

(3) *The commission shall investigate system failures in the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in this state and develop recommendations for system improvements. At a minimum, the commission shall analyze information and evidence from the Marjory Stoneman Douglas High School shooting and other mass violence incidents in this state. At a minimum the commission shall:*

(a) *Develop a timeline of the incident, incident response, and all relevant events preceding the incident, with particular attention to all perpetrator contacts with local, state and national government agencies and entities and any contract providers of such agencies and entities.*

(b) *Investigate any failures in incident responses by local law enforcement agencies and school resource officers.*

1. *Identify existing policies and procedures for active assailant incidents on school premises and evaluate the compliance with such policies and procedures in the execution of incident responses.*

2. *Evaluate existing policies and procedures for active assailant incidents on school premises in comparison with national best practices.*

3. *Evaluate the extent to which any failures in policy, procedure, or execution contributed to an inability to prevent deaths and injuries.*

4. *Make specific recommendations for improving law enforcement and school resource officer incident response in the future.*

5. *Make specific recommendations for determining the appropriate ratio of school resource officers per school by school type. At a minimum,*

the methodology for determining the ratio should include the school location, student population, and school design.

(c) Investigate any failures in interactions with perpetrators preceding mass violence incidents.

1. Identify the history of interactions between perpetrators and governmental entities such as schools, law enforcement agencies, courts and social service agencies, and identify any failures to adequately communicate or coordinate regarding indicators of risk or possible threats.

2. Evaluate the extent to which any such failures contributed to an inability to prevent deaths and injuries.

3. Make specific recommendations for improving communication and coordination among entities with knowledge of indicators of risk or possible threats of mass violence in the future.

4. Identify available state and local tools and resources for enhancing communication and coordination regarding indicators of risk or possible threats, including, but not limited to, the Department of Law Enforcement Fusion Center or Judicial Inquiry System, and make specific recommendations for using such tools and resources more effectively in the future.

(4) The commission has the power to investigate. The commission may delegate to its investigators the authority to administer oaths and affirmations.

(5) The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the attendance of witnesses to testify before the commission. The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the production of any books, papers, records, documentary evidence, and other items, including confidential information, relevant to the performance of the duties of the commission or to the exercise of its powers. The chair or any other member of the commission may administer all oaths and affirmations in the manner prescribed by law to witnesses who appear before the commission for the purpose of testifying in any matter of which the commission desires evidence. In the case of a refusal to obey a subpoena, the commission may make application to any circuit court of this state having jurisdiction to order the witness to appear before the commission and to produce evidence, if so ordered, or to give testimony relevant to the matter in question. Failure to obey the order may be punished by the court as contempt.

(6) The commission may call upon appropriate agencies of state government for such professional assistance as may be needed in the discharge of its duties, and such agencies shall provide such assistance in a timely manner.

(7) Notwithstanding any other law, the commission may request and shall be provided with access to any information or records, including exempt or confidential and exempt information or records, which pertain to the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in Florida being reviewed by the commission and which are necessary for the commission to carry out its duties. Information or records obtained by the commission which are otherwise exempt or confidential and exempt shall retain such exempt or confidential and exempt status and the commission may not disclose any such information or records.

(8) The commission shall submit an initial report on its findings and recommendations to the Governor, President of the Senate, and Speaker of the House of Representatives by January 1, 2019, and may issue reports annually thereafter. The commission shall sunset July 1, 2023, and this section is repealed on that date.

Section 19. Section 1001.212, Florida Statutes, is created to read:

1001.212 Office of Safe Schools.—There is created in the Department of Education the Office of Safe Schools. The office is fully accountable to the Commissioner of Education. The office shall serve as a central repository for best practices, training standards, and compliance oversight in all matters regarding school safety and security, including prevention efforts, intervention efforts, and emergency preparedness planning. The office shall:

(1) Establish and update as necessary a school security risk assessment tool for use by school districts pursuant to s. 1006.07(6). The office shall make the security risk assessment tool available for use by charter schools.

(2) Provide ongoing professional development opportunities to school district personnel.

(3) Provide a coordinated and interdisciplinary approach to providing technical assistance and guidance to school districts on safety and security and recommendations to address findings identified pursuant to s. 1006.07(6).

(4) Develop and implement a School Safety Specialist Training Program for school safety specialists appointed pursuant to s. 1006.07(6). The office shall develop the training program which shall be based on national and state best practices on school safety and security and must include active shooter training. The office shall develop training modules in traditional or online formats. A school safety specialist certificate of completion shall be awarded to a school safety specialist who satisfactorily completes the training required by rules of the office.

(5) Review and provide recommendations on the security risk assessments. The department may contract with security personnel, consulting engineers, architects, or other safety and security experts the department deems necessary for safety and security consultant services.

(6) Coordinate with the Department of Law Enforcement to provide a centralized integrated data repository and data analytics resources to improve access to timely, complete and accurate information integrating data from, at a minimum, but not limited to, the following data sources by December 1, 2018:

- (a) Social Media;
- (b) Department of Children and Families;
- (c) Department of Law Enforcement;
- (d) Department of Juvenile Justice; and
- (e) Local law enforcement.

(7) Data that is exempt or confidential and exempt from public records requirements retains its exempt or confidential and exempt status when incorporated into the centralized integrated data repository.

(8) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, data governance and security shall ensure compliance with all applicable state and federal data privacy requirements through the use of user authorization and role based security, data anonymization and aggregation and auditing capabilities.

(9) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, each source agency providing data for the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under ch. 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies.

(10) Award grants to schools to improve the safety and security of school buildings based upon recommendations of the security risk assessment developed pursuant to subsection (1).

(11) Disseminate, in consultation with the Department of Law Enforcement, to participating schools awareness and education materials on the School Safety Awareness Program developed pursuant to s. 943.082.

Section 20. Paragraph (a) of subsection (10) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(10) **EXCEPTIONS TO LAW.**—To encourage innovative practices and facilitate the mission of the lab schools, in addition to the exceptions

to law specified in s. 1001.23(2), the following exceptions shall be permitted for lab schools:

(a) The methods and requirements of the following statutes shall be held in abeyance: ss. 316.75; 1001.30; 1001.31; 1001.32; 1001.33; 1001.34; 1001.35; 1001.36; 1001.361; 1001.362; 1001.363; 1001.37; 1001.371; 1001.372; 1001.38; 1001.39; 1001.395; 1001.40; 1001.41; 1001.44; 1001.453; 1001.46; 1001.461; 1001.462; 1001.463; 1001.464; 1001.47; 1001.48; 1001.49; 1001.50; 1001.51; 1006.12(2) ~~1006.12(1)~~; 1006.21(3), (4); 1006.23; 1010.07(2); 1010.40; 1010.41; 1010.42; 1010.43; 1010.44; 1010.45; 1010.46; 1010.47; 1010.48; 1010.49; 1010.50; 1010.51; 1010.52; 1010.53; 1010.54; 1010.55; 1011.02(1)-(3), (5); 1011.04; 1011.20; 1011.21; 1011.22; 1011.23; 1011.71; 1011.72; 1011.73; and 1011.74.

Section 21. Subsection (1) of section 1006.04, Florida Statutes, is amended to read:

1006.04 Educational multiagency services for students with severe emotional disturbance.—

(1)(a) *The multiagency network for students with emotional and behavioral disabilities works with education, mental health, child welfare, and juvenile justice professionals, along with other agencies and families, to provide children with mental illness or emotional and behavioral problems and their families with access to the services and supports they need to succeed. An intensive, integrated educational program; a continuum of mental health treatment services; and, when needed, residential services are necessary to enable students with severe emotional disturbance to develop appropriate behaviors and demonstrate academic and career education skills. The small incidence of severe emotional disturbance in the total school population requires multiagency programs to provide access to appropriate services for all students with severe emotional disturbance.* District school boards should provide educational programs, and state departments and agencies administering children's mental health funds should provide mental health treatment and residential services when needed, *as part of the forming a multiagency network to provide support for students with severe emotional disturbance.*

(b) *The purpose of the multiagency network is to: The program goals for each component of the multiagency network are to*

1. Enable students with severe emotional disturbance to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living; ~~to~~
2. Develop individual programs for students with severe emotional disturbance, including necessary educational, residential, and mental health treatment services; ~~to~~
3. Provide programs and services as close as possible to the student's home in the least restrictive manner consistent with the student's needs; ~~and to~~
4. Integrate a wide range of services necessary to support students with severe emotional disturbance and their families.

(c) *The multiagency network shall:*

1. *Support and represent the needs of students in each school district in joint planning with fiscal agents of children's mental health funds, including the expansion of school-based mental health services, transition services, and integrated education and treatment programs.*
2. *Improve coordination of services for children with or at risk of emotional or behavioral disabilities and their families by assisting multi-agency collaborative initiatives to identify critical issues and barriers of mutual concern and develop local response systems that increase home and school connections and family engagement.*
3. *Increase parent and youth involvement and development with local systems of care.*
4. *Facilitate student and family access to effective services and programs for students with and at risk of emotional or behavioral disabilities that include necessary educational, residential, and mental health treatment services, enabling these students to learn appropriate*

behaviors, reduce dependency, and fully participate in all aspects of school and community living.

Section 22. Paragraph (b) of subsection (1), paragraphs (k) through (m) of subsection (2), and subsections (3), (4), and (6) of section 1006.07, Florida Statutes, are amended, and subsections (7) and (8) are added to that section to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(1) CONTROL OF STUDENTS.—

(b) Require each student at the time of initial registration for school in the school district to note previous school expulsions, arrests resulting in a charge, ~~and~~ juvenile justice actions, *and referrals to mental health services* the student has had, and have the authority as the district school board of a receiving school district to honor the final order of expulsion or dismissal of a student by any in-state or out-of-state public district school board or private school, or lab school, for an act which would have been grounds for expulsion according to the receiving district school board's code of student conduct, in accordance with the following procedures:

1. A final order of expulsion shall be recorded in the records of the receiving school district.
2. The expelled student applying for admission to the receiving school district shall be advised of the final order of expulsion.
3. The district school superintendent of the receiving school district may recommend to the district school board that the final order of expulsion be waived and the student be admitted to the school district, or that the final order of expulsion be honored and the student not be admitted to the school district. If the student is admitted by the district school board, with or without the recommendation of the district school superintendent, the student may be placed in an appropriate educational program and referred to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate, at the direction of the district school board.

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(k) Policies to be followed for the assignment of violent or disruptive students to an alternative educational program *or referral of such students to mental health services identified by the school district pursuant to s. 1012.584(4).*

(l) Notice that any student who is determined to have brought a firearm or weapon, as defined in chapter 790, to school, to any school function, or onto any school-sponsored transportation, or to have possessed a firearm at school, will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred to *mental health services identified by the school district pursuant to s. 1012.584(4)* and the criminal justice or juvenile justice system. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if the request for modification is in writing and it is determined to be in the best interest of the student and the school system.

(m) Notice that any student who is determined to have made a threat or false report, as defined by ss. 790.162 and 790.163, respectively, involving school or school personnel's property, school transportation, or a school-sponsored activity will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred for criminal prosecution and mental health services identified by the school district pursuant to s. 1012.584(4) for evaluation or treatment, when appropriate. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if it is determined to be in the best interest of the student and the school system.

(3) **STUDENT CRIME WATCH PROGRAM.**—By resolution of the district school board, implement a student crime watch program to promote responsibility among students and improve school safety. *The student crime watch program shall allow students and the community to anonymously relay information concerning unsafe and potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials to assist in the control of criminal behavior within the schools.*

(4) **EMERGENCY DRILLS; EMERGENCY PROCEDURES.**—

(a) Formulate and prescribe policies and procedures, *in consultation with the appropriate public safety agencies*, for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, active shooter and hostage situations, and bomb threats, for all students and faculty at all the public schools of the district comprised of which comprise grades K-12. Drills for active shooter and hostage situations shall be conducted at least as often as other emergency drills. District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. The emergency response policy shall identify the individuals responsible for contacting the primary emergency response agency and the emergency response agency that is responsible for notifying the school district for each type of emergency ~~must be listed in the district's emergency response policy.~~

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

1. Weapon-use, ~~and~~ hostage, and active shooter situations. *The active shooter situation training for each school must engage the participation of the district school safety specialist, threat assessment team members, faculty, staff, and students and must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.*
2. Hazardous materials or toxic chemical spills.
3. Weather emergencies, including hurricanes, tornadoes, and severe storms.
4. Exposure as a result of a manmade emergency.

(c) *Establish a schedule to test the functionality and coverage capacity of all emergency communication systems and determine if adequate signal strength is available in all areas of the school's campus.*

(6) **SAFETY AND SECURITY BEST PRACTICES.**—*Each district school superintendent shall establish policies and procedures for the prevention of violence on school grounds, including the assessment of and intervention with individuals whose behavior poses a threat to the safety of the school community.*

(a) *Each district school superintendent shall designate a school administrator as a school safety specialist for the district. The school safety specialist must earn a certificate of completion of the school safety specialist training provided by the Office of Safe Schools within 1 year after appointment and is responsible for the supervision and oversight for all*

school safety and security personnel, policies, and procedures in the school district. The school safety specialist shall:

1. *Review policies and procedures for compliance with state law and rules.*

2. *Provide the necessary training and resources to students and school district staff in matters relating to youth mental health awareness and assistance; emergency procedures, including active shooter training; and school safety and security.*

3. *Serve as the school district liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security.*

4. *Conduct a school security risk assessment in accordance with s. 1006.1493 at each public school using the school security risk assessment tool developed by the Office of Safe Schools. ~~Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to conduct a self-assessment of the school districts' current safety and security practices.~~ Based on the assessment ~~these self-assessment findings,~~ the district's school safety specialist ~~district school superintendent~~ shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually, each district school board must receive such findings and the school safety specialist's recommendations ~~the self-assessment results~~ at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the ~~report~~ findings and recommendations. Each school safety specialist ~~district school superintendent~~ shall report such findings ~~the self-assessment results~~ and school board action to the Office of Safe Schools ~~commissioner~~ within 30 days after the district school board meeting.*

(b) *Each school safety specialist shall coordinate with the appropriate public safety agencies, as defined in s. 365.171, that are designated as first responders to a school's campus to conduct a tour of such campus once every 3 years and provide recommendations related to school safety. The recommendations by the public safety agencies must be considered as part of the recommendations by the school safety specialist pursuant to paragraph (a).*

(7) **THREAT ASSESSMENT TEAMS.**—*Each district school board shall adopt policies for the establishment of threat assessment teams at each school whose duties include the coordination of resources and assessment and intervention with individuals whose behavior may pose a threat to the safety of school staff or students consistent with the model policies developed by the Office of Safe Schools. Such policies shall include procedures for referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate.*

(a) *A threat assessment team shall include persons with expertise in counseling, instruction, school administration, and law enforcement. The threat assessment teams shall identify members of the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threatening or aberrant behavior that may represent a threat to the community, school, or self.*

(b) *Upon a preliminary determination that a student poses a threat of violence or physical harm to himself or herself or others, a threat assessment team shall immediately report its determination to the superintendent or his or her designee. The superintendent or his or her designee shall immediately attempt to notify the student's parent or legal guardian. Nothing in this subsection shall preclude school district personnel from acting immediately to address an imminent threat.*

(c) *Upon a preliminary determination by the threat assessment team that a student poses a threat of violence to himself or herself or others or exhibits significantly disruptive behavior or need for assistance, the threat assessment team may obtain criminal history record information, as provided in s. 985.047. A member of a threat assessment team may not disclose any criminal history record information obtained pursuant to this section or otherwise use any record of an individual beyond the purpose for which such disclosure was made to the threat assessment team.*

(d) Notwithstanding any other provision of law, all state and local agencies and programs that provide services to students experiencing or at risk of an emotional disturbance or a mental illness, including the school districts, school personnel, state and local law enforcement agencies, the Department of Juvenile Justice, the Department of Children and Families, the Department of Health, the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Education, the Statewide Guardian Ad Litem Office, and any service or support provider contracting with such agencies, may share with each other records or information that are confidential or exempt from disclosure under chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others. All such state and local agencies and programs shall communicate, collaborate, and coordinate efforts to serve such students.

(e) If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the threat assessment team to engage behavioral health crisis resources. Behavioral health crisis resources, including, but not limited to, mobile crisis teams and school resource officers trained in crisis intervention, shall provide emergency intervention and assessment, make recommendations, and refer the student for appropriate services. Onsite school personnel shall report all such situations and actions taken to the threat assessment team, which shall contact the other agencies involved with the student and any known service providers to share information and coordinate any necessary followup actions.

(f) Each threat assessment team established pursuant to this subsection shall report quantitative data on its activities to the Office of Safe Schools in accordance with guidance from the office.

(8) **SAFETY IN CONSTRUCTION PLANNING.**—A district school board must allow the law enforcement agency or agencies that are designated as first responders to the district's campus and school's campuses to tour such campuses once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board.

Section 23. Subsection (2) of section 1006.08, Florida Statutes, is amended to read:

1006.08 District school superintendent duties relating to student discipline and school safety.—

(2) Notwithstanding the provisions of s. 985.04(7) or any other provision of law to the contrary, the court shall, within 48 hours of the finding, notify the appropriate district school superintendent of the name and address of any student found to have committed a delinquent act, or who has had adjudication of a delinquent act withheld which, if committed by an adult, would be a felony, ~~or the name and address of any student found guilty of a felony, or the name and address of any student the court refers to mental health services.~~ Notification shall include the specific delinquent act found to have been committed or for which adjudication was withheld, or the specific felony for which the student was found guilty.

Section 24. Section 1006.12, Florida Statutes, is amended to read:

1006.12 ~~Safe-school school resource~~ **Safe-school school resource officers at each public school and school safety officers.**—For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district:

(1) ~~District school boards may~~ Establish school resource officer programs, through a cooperative agreement with law enforcement agencies ~~or in accordance with subsection (2).~~

(a) School resource officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal.

(c) Complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. The training shall improve officers' knowledge and skills as first responders to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.

(2) Commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend, and the district school board may appoint, one or more school safety officers.

~~(2)(a)~~ School safety officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be law enforcement officers, as defined in s. 943.10(1), certified under the provisions of chapter 943 and employed by either a law enforcement agency or by the district school board. If the officer is employed by the district school board, the district school board is the employing agency for purposes of chapter 943, and must comply with the provisions of that chapter.

~~(b) A district school board may commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.~~

~~(b)(c)~~ A school safety officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests. A school safety officer has the authority to carry weapons when performing his or her official duties.

~~(c)(d)~~ A district school board may enter into mutual aid agreements with one or more law enforcement agencies as provided in chapter 23. A school safety officer's salary may be paid jointly by the district school board and the law enforcement agency, as mutually agreed to.

Section 25. Subsection (1), paragraph (c) of subsection (4), and subsection (8) of section 1006.13, Florida Statutes, are amended, and paragraph (f) is added to subsection (2) of that section, to read:

1006.13 Policy of zero tolerance for crime and victimization.—

(1) ~~District school boards shall~~ **It is the intent of the Legislature to promote a safe and supportive learning environment in schools by protecting, to protect** students and staff from conduct that poses a serious threat to school safety. ~~A threat assessment team may, and to encourage schools to use alternatives to expulsion or referral to law enforcement agencies to address by addressing~~ disruptive behavior through restitution, civil citation, teen court, neighborhood restorative justice, or similar programs. ~~Zero-tolerance policies may are not intended to be rigorously applied to petty acts of misconduct and misdemeanors, including, but not limited to, minor fights or disturbances. Zero-tolerance policies~~ **The Legislature finds that zero-tolerance policies must apply equally to all students regardless of their economic status, race, or disability.**

(2) Each district school board shall adopt a policy of zero tolerance that:

(f) *Requires the threat assessment team to consult with law enforcement when a student exhibits a pattern of behavior, based upon previous acts or the severity of an act, that would pose a threat to school safety.*

(4)

(c) Zero-tolerance policies do not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency, includ-

ing, but not limited to, disorderly conduct, ~~disrupting a school function~~, simple assault or battery, affray, theft of less than \$300, trespassing, and vandalism of less than \$1,000. *However, if a student commits more than one misdemeanor, the threat assessment team must consult with law enforcement to determine if the act should be reported to law enforcement.*

(8) *A threat assessment team may ~~School districts are encouraged to~~ use alternatives to expulsion or referral to law enforcement agencies unless the use of such alternatives will pose a threat to school safety.*

Section 26. Section 1006.1493, Florida Statutes, is created to read:

1006.1493 Florida Safe Schools Assessment Tool.—

(1) The department through the Office of Safe Schools pursuant s. 1001.212 shall contract with a security consulting firm that specializes in the development of risk assessment software solutions and has experience in conducting security assessments of public facilities to develop, update, and implement a risk assessment tool, which shall be known as the Florida Safe Schools Assessment Tool (FSSAT). The FSSAT must be used by school officials at each school district and public school site in the state in conducting security assessments for use by school officials at each school district and public school site in the state.

(2) The FSSAT must help school officials identify threats, vulnerabilities, and appropriate safety controls for the schools that they supervise, pursuant to the security risk assessment requirements of s. 1006.07(6).

(a) At a minimum, the FSSAT must address all of the following components:

- 1. School emergency and crisis preparedness planning;*
- 2. Security, crime, and violence prevention policies and procedures;*
- 3. Physical security measures;*
- 4. Professional development training needs;*
- 5. An examination of support service roles in school safety, security, and emergency planning;*
- 6. School security and school police staffing, operational practices, and related services;*
- 7. School and community collaboration on school safety; and*
- 8. A return on investment analysis of the recommended physical security controls.*

(b) The department shall require by contract that the security consulting firm:

- 1. Generate written automated reports on assessment findings for review by the department and school and district officials;*
- 2. Provide training to the department and school officials in the use of the FSSAT and other areas of importance identified by the department; and*
- 3. Advise in the development and implementation of templates, formats, guidance, and other resources necessary to facilitate the implementation of this section at state, district, school, and local levels.*

(3) By December 1, 2018, and annually by that date thereafter, the department must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status of implementation across school districts and schools. The report must include a summary of the positive school safety measures in place at the time of the assessment and any recommendations for policy changes or funding needed to facilitate continued school safety planning, improvement, and response at the state, district, or school levels.

(4) In accordance with ss. 119.071(3)(a) and 281.301, data and information related to security risk assessments administered pursuant to this section and s. 1006.07(6) and the security information contained in

the annual report required pursuant to subsection (3) are confidential and exempt from public records requirements.

Section 27. Subsection (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (17) and (18), respectively, paragraph (a) of subsection (4), paragraph (b) of subsection (6), subsection (14), and subsection (15) of that section are amended, and a new subsection (16) is added to that section, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.—*

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (17)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(6) CATEGORICAL FUNDS.—

(b) If a district school board finds and declares in a resolution adopted at a regular meeting of the school board that the funds received for any of the following categorical appropriations are urgently needed to maintain school board specified academic classroom instruction or improve school safety, the school board may consider and approve an amendment to the school district operating budget transferring the

identified amount of the categorical funds to the appropriate account for expenditure:

1. Funds for student transportation.

~~2. Funds for safe schools.~~

~~2.3.~~ Funds for supplemental academic instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (1)(f).

3.4. Funds for research-based reading instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (9)(a).

~~4.5.~~ Funds for instructional materials if all instructional material purchases necessary to provide updated materials that are aligned with applicable state standards and course descriptions and that meet statutory requirements of content and learning have been completed for that fiscal year, but no sooner than March 1. Funds available after March 1 may be used to purchase hardware for student instruction.

(14) **QUALITY ASSURANCE GUARANTEE.**—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(15) **SAFE SCHOOLS ALLOCATION.**—A safe schools allocation is created to provide funding to assist school districts in their compliance with s. 1006.07 ~~ss. 1006.07-1006.148~~, with priority given to ~~implementing the district's establishing a~~ school resource officer program pursuant to s. 1006.12. Each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act. Of the remaining balance of the safe schools allocation, two-thirds shall be allocated to school districts based on the most recent official Florida Crime Index provided by the Department of Law Enforcement and one-third shall be allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. *Any additional funds appropriated to this allocation in the 2018-2019 fiscal year to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for employing or contracting for school resource officers, which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year.*

(16) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—*The mental health assistance allocation is created to provide funding to assist school districts in establishing or expanding school-based mental health care. These funds shall be allocated annually in the General Appropriations Act or other law to each eligible school district. Each school district shall receive a minimum of \$100,000 with the remaining balance allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Eligible charter schools are entitled to a proportionate share of district funding. At least 90 percent of a district's allocation must be expended on the elements specified in subparagraphs (b)1. and 2. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses. School districts are encouraged to maximize third party health*

insurance benefits and Medicaid claiming for services, where appropriate.

(a) *Before the distribution of the allocation:*

1. *The school district must develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.*

2. *A charter school must develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.*

(b) *The plans required under paragraph (a) must be focused on delivering evidence-based mental health care treatment to children and include the following elements:*

1. *Provision of mental health assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and students at high risk of such diagnoses.*

2. *Coordination of such services with a student's primary care provider and with other mental health providers involved in the student's care.*

3. *Direct employment of such service providers, or a contract-based collaborative effort or partnership with one or more local community mental health programs, agencies, or providers.*

(c) *School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.*

(d) *Beginning September 30, 2019, and annually by September 30 thereafter, each school district shall submit to the Department of Education a report on its program outcomes and expenditures for the previous fiscal year that, at a minimum, must include the number of each of the following:*

1. *Students who receive screenings or assessments.*

2. *Students who are referred for services or assistance.*

3. *Students who receive services or assistance.*

4. *Direct employment service providers employed by each school district.*

5. *Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.*

Section 28. Section 1012.584, Florida Statutes, is created to read:

1012.584 Continuing education and inservice training for youth mental health awareness and assistance.—

(1) *Beginning with the 2018-2019 school year, the Department of Education shall establish an evidence-based youth mental health awareness and assistance training program to help school personnel identify and understand the signs of emotional disturbance, mental illness, and substance use disorders and provide such personnel with the skills to help a person who is developing or experiencing an emotional disturbance, mental health, or substance use problem.*

(2) *The Department of Education shall select a national authority on youth mental health awareness and assistance to facilitate providing youth mental health awareness and assistance training, using a trainer certification model, to all school personnel in elementary, middle, and high schools. Each school safety specialist shall earn, or designate one or more individuals to earn, certification as a youth mental health awareness and assistance trainer. The school safety specialist shall ensure that all school personnel within his or her school district receive youth mental health awareness and assistance training.*

(3) *The training program shall include, but is not limited to:*

(a) *An overview of mental illnesses and substance use disorders and the need to reduce the stigma of mental illness.*

(b) *Information on the potential risk factors and warning signs of emotional disturbance, mental illness, or substance use disorders, including, but not limited to, depression, anxiety, psychosis, eating disorders, and self-injury, as well as common treatments for those conditions and how to assess those risks.*

(c) *Information on how to engage at-risk students with the skills, resources, and knowledge required to assess the situation, and how to identify and encourage the student to use appropriate professional help and other support strategies, including, but not limited to, peer, social, or self-help care.*

(4) *Each school district shall notify all school personnel who have received training pursuant to this section of mental health services that are available in the school district, and the individual to contact if a student needs services. The term “mental health services” includes, but is not limited to, community mental health services, health care providers, and services provided under ss. 1006.04 and 1011.62(17).*

Section 29. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, subsection (2) of section 397.6760, Florida Statutes, is reenacted to read:

397.6760 Court records; confidentiality.—

(2) This section does not preclude the clerk of the court from submitting the information required by s. 790.065 to the Department of Law Enforcement.

Section 30. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, paragraph (e) of subsection (3) of section 790.335, Florida Statutes, is reenacted to read:

790.335 Prohibition of registration of firearms; electronic records.—

(3) EXCEPTIONS.—The provisions of this section shall not apply to:

(e)1. Records kept pursuant to the recordkeeping provisions of s. 790.065; however, nothing in this section shall be construed to authorize the public release or inspection of records that are made confidential and exempt from the provisions of s. 119.07(1) by s. 790.065(4)(a).

2. Nothing in this paragraph shall be construed to allow the maintaining of records containing the names of purchasers or transferees who receive unique approval numbers or the maintaining of records of firearm transactions.

Section 31. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, subsection (1) of section 794.056, Florida Statutes, is reenacted to read:

794.056 Rape Crisis Program Trust Fund.—

(1) The Rape Crisis Program Trust Fund is created within the Department of Health for the purpose of providing funds for rape crisis centers in this state. Trust fund moneys shall be used exclusively for the purpose of providing services for victims of sexual assault. Funds credited to the trust fund consist of those funds collected as an additional court assessment in each case in which a defendant pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, an offense provided in s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1). Funds credited to the trust fund also shall include revenues provided by law, moneys appropriated by the Legislature, and grants from public or private entities.

Section 32. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, section 938.085, Florida Statutes, is reenacted to read:

938.085 Additional cost to fund rape crisis centers.—In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1), the court shall impose a surcharge of \$151. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision. The sum of \$150 of the surcharge shall be deposited into the Rape Crisis Program Trust Fund established within the Department of Health by chapter 2003-140, Laws of Florida. The clerk of the court shall retain \$1 of each surcharge that the clerk of the court collects as a service charge of the clerk's office.

Section 33. For the 2018-2019 fiscal year, the sum of \$69,237,286 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program to fund the mental health assistance allocation created pursuant to s. 1011.62(16), Florida Statutes.

Section 34. For the 2018-2019 fiscal year, the sums of \$500,000 in recurring funds and \$6,200,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education to implement the youth mental health awareness and assistance training as directed pursuant to s. 1012.584, Florida Statutes.

Section 35. For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education for the design and construction of a memorial honoring those who lost their lives on February 14, 2018, at Marjory Stoneman Douglas High School in Broward County. The department shall collaborate with the students and faculty of Marjory Stoneman Douglas High School, the families of the victims, the Broward County School District, and other relevant entities of the Parkland community on the design and placement of the memorial.

Section 36. For the 2018-2019 fiscal year, the sum of \$25,262,714 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education combined with an equal amount of local matching funds for the purpose of replacing Building 12, as listed in the Florida Inventory of School Houses, at Marjory Stoneman Douglas High School in Broward County.

And the title is amended as follows:

Delete lines 2379-2598 and insert: Department of Education; amending s. 121.091, F.S.; authorizing certain retired law enforcement officers to be reemployed as school resource officers after meeting specified termination requirements; authorizing such retired law enforcement officers to receive compensation and retirement benefits after a specified period; providing that such retired law enforcement officers may not renew membership in the Florida Retirement System, except as otherwise provided; amending s. 394.463, F.S.; requiring when practicable that a law enforcement officer with certain training be assigned to serve and execute certain ex parte orders; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; providing exceptions; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; amending s. 394.495, F.S.; requiring the Department of Children and Families to contract for community action treatment teams throughout the state with the managing entities; specifying requirements for community action treatment teams; subject to legislative appropriation, requiring the

department to contract for additional teams to ensure statewide availability of services; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.222, F.S.; defining the term "bump-fire stock"; prohibiting specified acts relating to the sale and possession of bump-fire stocks; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring a clerk of the court to forward a copy of a risk protection order to the appropriate law enforcement agency within a specified timeframe; requiring the law enforcement agency to enter the order into the Florida Crime Information Center and the National Crime Information Center systems; requiring that the order be maintained in the systems for a specified period and prohibiting a law enforcement from removing an order from the systems which has not ended or been vacated; providing that entry of an order into the systems constitutes notice to law enforcement agencies; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from making a false statement under oath; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; amending s. 836.10, F.S.; prohibiting a person from making, posting, or transmitting a threat to conduct a mass shooting or an act of terrorism in a writing or other record in any manner that would allow another person to view the threat; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; re-

quiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1001.212, F.S.; creating the Office of Safe Schools within the Department of Education; providing duties of the office; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1006.04, F.S.; revising the purpose and duties of the educational multiagency network for students with emotional and behavioral disabilities; amending s. 1006.07, F.S.; revising district school board duties relating to student discipline and school safety; requiring students to note referrals to mental health services upon initial registration for school within a school district; authorizing a district school board to refer a student to certain mental health services under certain circumstances; revising the code of student conduct relating to the referral of certain students to certain mental health services and law enforcement; providing requirements for student crime watch programs; revising the policies and procedures for emergency drills to include drills for active shooter and hostage situations; providing requirements for such drills; revising requirements for the emergency response policy; requiring model emergency management and emergency preparedness procedures for active shooter situations; requiring school districts to establish a schedule to test emergency communication systems; requiring district school superintendents to establish certain policies and procedures relating to the prevention of violence on school grounds and designate a school safety specialist for the school district; providing requirements and duties for school safety specialists; providing school safety specialist requirements relating to the required school security risk assessments; requiring each district school board to establish a threat assessment team at each school within the district; providing requirements and duties for threat assessment teams; authorizing a threat assessment team to obtain certain criminal history record information under certain circumstances; prohibiting a member of a threat assessment team from disclosing or using such information except for a specified purpose; authorizing certain entities to share specified confidential information and records relating to students for specified purposes; authorizing school personnel to address an immediate mental health or substance abuse crisis; providing requirements for addressing such situations; providing threat assessment team reporting requirements; amending s. 1006.08, F.S.; requiring a district school superintendent to be notified by the court of a student referred to mental health services; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations;

The vote was:

Yeas—18

Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Braynon	Lee	Stewart
Campbell	Montford	Taddeo
Farmer	Powell	Thurston
Flores	Rader	Torres

Nays—20

Mr. President	Gainer	Perry
Baxley	Galvano	Simmons
Bean	Grimsley	Simpson
Benacquisto	Hukill	Stargel
Bradley	Hutson	Steube
Brandes	Mayfield	Young
Broxson	Passidomo	

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

Senator Galvano moved the following amendment to **Amendment 1 (234288)** which was adopted:

Amendment 1R (186748)—Delete lines 2238-2239 and insert:
General Revenue Fund to the Department of Education for the purpose of

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

Senator Gibson moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1S (301684) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.233, Florida Statutes, is amended to read:

790.233 Possession of firearm or ammunition prohibited when person is subject to *certain injunctions* ~~an injunction against committing acts of domestic violence, stalking, or cyberstalking~~; penalties.—

(1) A person may not have in his or her care, custody, possession, or control any firearm or ammunition if the person has been issued ~~an a~~ *final* injunction, *whether temporary or final, which that* is currently in force and effect; restraining that person from committing acts of domestic violence, as issued under s. 741.30; ~~or from committing acts of stalking or cyberstalking, as issued under s. 784.0485; or from committing acts of repeat violence, dating violence, or sexual violence, as issued under s. 784.046.~~

(2) A person who violates subsection (1) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) ~~It is the intent of the Legislature that the disabilities regarding possession of firearms and ammunition are consistent with federal law. Accordingly,~~ This section does not apply to a state or local officer as defined in s. 943.10(14), holding an active certification, who receives or possesses a firearm or ammunition for use in performing official duties on behalf of the officer's employing agency, unless otherwise prohibited by the employing agency.

Section 14. Section 790.234, Florida Statutes, is created to read:

790.234 *Domestic violence, stalking, etc.; temporary custody of firearms.*—

(1) *When at the scene of an alleged act of domestic violence, as defined in s. 741.28; stalking or cyberstalking, as defined in s. 784.0485; or repeat violence, dating violence, or sexual violence, as defined in s. 784.046, a law enforcement officer shall remove a firearm from the scene if:*

(a) *The law enforcement officer has probable cause to believe that an act of domestic violence, stalking or cyberstalking, or repeat violence, dating violence, or sexual violence has occurred; and*

(b) *The firearm is in plain view or is discovered during a consensual or other lawful search.*

(2) *If a firearm is removed from the scene under subsection (1), the law enforcement officer shall:*

(a) *Provide to the owner of the firearm information on the process for retaking possession of the firearm.*

(b) *Provide for the safe storage of the firearm during the pendency of any proceeding related to the alleged act of domestic violence, stalking or cyberstalking, or repeat violence, dating violence, or sexual violence.*

(3) *Within 14 days after the conclusion of a proceeding on the alleged act of domestic violence, stalking or cyberstalking, or repeat violence, dating violence, or sexual violence, the owner of the firearm may retake possession of the firearm unless ordered to surrender the firearm pursuant to s. 790.233.*

Section 15. Paragraph (a) of subsection (4) of section 741.31, Florida Statutes, is amended to read:

741.31 Violation of an injunction for protection against domestic violence.—

(4)(a) A person who willfully violates an injunction for protection against domestic violence issued pursuant to s. 741.30, or a foreign protection order accorded full faith and credit pursuant to s. 741.315, by:

1. Refusing to vacate the dwelling that the parties share;

2. Going to, or being within 500 feet of, the petitioner's residence, school, place of employment, or a specified place frequented regularly by the petitioner and any named family or household member;

3. Committing an act of domestic violence against the petitioner;

4. Committing any other violation of the injunction through an intentional unlawful threat, word, or act to do violence to the petitioner;

5. Telephoning, contacting, *texting*, or otherwise communicating with the petitioner directly or indirectly, unless the injunction specifically allows indirect contact through a third party;

6. Knowingly and intentionally coming within 100 feet of the petitioner's motor vehicle, whether or not that vehicle is occupied;

7. Defacing or destroying the petitioner's personal property, including the petitioner's motor vehicle; or

8. Refusing to surrender firearms or ammunition ~~if ordered to do so by the court~~

commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, except as provided in paragraph (c).

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; amending s. 790.233, F.S.; prohibiting persons subject to temporary or final injunctions against domestic violence, repeat violence, dating violence, or sexual violence, or from possessing firearms or ammunition; deleting a provision relating to legislative intent; creating s. 790.234, F.S.; requiring a law enforcement officer to take temporary custody of firearms at the scene of a domestic violence, stalking or cyberstalking, or repeat violence, dating violence, or sexual violence incident under certain circumstances; specifying required steps a law enforcement officer must take if a firearm is removed from the scene; providing for the return of such firearms after a specified period; providing an exception; amending s. 741.31, F.S.; specifying that *texting* is a violation of an injunction for protection against domestic violence and certain foreign protection orders; conforming a provision to changes made by the act; providing legislative intent;

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

Senator Stewart moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1T (378472) (with title amendment)—Between lines 1298 and 1299 insert:

(9) *Until such time as the Legislature has the opportunity to review and adopt the recommendations from the commission, an assault weapon or a large-capacity magazine, as defined in s. 790.30, may not be sold, distributed, transferred or conveyed, kept for sale, or offered or exposed for sale.*

Section 20. Section 790.30, Florida Statutes, is created to read:

(1) **DEFINITIONS.**—As used in this act, the term:

(a) "Assault weapon" means:

1. *A selective-fire firearm capable of fully automatic or burst fire at the option of the user.*

2. *A part or combination of parts that convert a firearm into an assault weapon, or any combination of parts from which an assault*

weapon may be assembled if those parts are in the possession or under the control of the same person.

3. *A firearm not listed in this paragraph which meets the criteria of one of the following sub-subparagraphs:*

a. *A semiautomatic rifle that has an ability to accept a detachable magazine and that has one or more of the following:*

(I) *A pistol grip that protrudes conspicuously beneath the action of the weapon or any feature functioning as a protruding grip that can be held by the nontrigger hand or a thumbhole stock.*

(II) *A bayonet mount.*

(III) *A flash suppressor or threaded barrel designed to accommodate a flash suppressor.*

(IV) *A grenade launcher.*

(V) *A shroud that is attached to the barrel, or that partially or completely encircles the barrel and allows the bearer to hold the firearm with the nontrigger hand without being burned, but excluding a slide that encloses the barrel.*

b. *A semiautomatic pistol that has an ability to accept a detachable magazine and that has one or more of the following:*

(I) *The capacity to accept an ammunition magazine that attaches to the pistol at any location outside the pistol grip.*

(II) *A threaded barrel capable of accepting a barrel extender, flash suppressor, forward handgrip, or silencer.*

(III) *A slide that encloses the barrel and that allows the shooter to hold the firearm with the nontrigger hand without being burned.*

(IV) *A semiautomatic version of an automatic firearm.*

(V) *Any feature capable of functioning as a protruding grip that can be held by the nontrigger hand.*

(VI) *A folding, telescoping, or thumbhole stock.*

c. *A semiautomatic shotgun that has one or more of the following:*

(I) *A pistol grip that protrudes conspicuously beneath the action of the weapon.*

(II) *A thumbhole stock.*

(III) *A fixed-magazine capacity in excess of 5 rounds.*

(IV) *An ability to accept a detachable magazine.*

d. *A semiautomatic pistol or a semiautomatic, centerfire, or rimfire rifle with a fixed magazine that has the capacity to accept more than 10 rounds of ammunition.*

e. *A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.*

(b) *“Large-capacity magazine” means any ammunition feeding device with the capacity to accept more than 15 rounds, or any conversion kit, part, or combination of parts from which such a device can be assembled if those parts are in the possession or under the control of the same person, but does not include any of the following:*

1. *A feeding device that has been permanently altered so that it cannot accommodate more than 7 rounds;*

2. *A .22 caliber tube ammunition feeding device; or*

3. *A tubular magazine that is contained in a lever-action firearm.*

And the title is amended as follows:

Delete line 2541 and insert: *expiration of the commission; prohibiting an assault weapon or a large-capacity magazine from being sold, distributed, transferred or conveyed, kept for sale, or offered or exposed for sale until such time as the Legislature has the opportunity to review and adopt the commission’s recommendations; creating s. 790.30, F.S.; defining the terms “assault weapon” and “large-capacity magazine”; creating s. 1001.212,*

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

Senator Farmer moved the following amendments to **Amendment 1 (234288)** which failed:

Amendment 1U (395186) (with title amendment)—Delete lines 364-368 and insert:

Section 10. Section 790.0641, Florida Statutes, is created to read:

790.0641 *Assault weapons purchase, sale, and transfer restrictions; penalties.—*

(1) *As used in this section, the term “assault weapon” means:*

(a) *A selective-fire firearm capable of fully automatic, semiautomatic, or burst fire at the option of the user or any of the following specified semiautomatic firearms:*

1. *Algimec AGM1.*

2. *All AK series, including, but not limited to, the following: AK, AK-47, AK-74, AKM, AKS, ARM, MAK90, MISR, NHM90, NHM91, Rock River Arms LAR-47, SA 85, SA 93, Vector Arms AK-47, VEPR, WASR-10, and WUM.*

3. *All AR series, including, but not limited to, the following: AR-10, AR-15, Armalite AR-180, Armalite M-15, AR-70, Bushmaster XM15, Colt AR-15, DoubleStar AR rifles, DPMS tactical rifles, Olympic Arms, Rock River Arms LAR-15, and Smith & Wesson M&P15 rifles.*

4. *Barrett 82A1 and REC7.*

5. *Beretta AR-70 and Beretta Storm.*

6. *Bushmaster automatic rifle.*

7. *Calico Liberty series rifles.*

8. *Chartered Industries of Singapore SR-88.*

9. *Colt Sporter.*

10. *Daewoo K-1, K-2, Max-1, and Max-2.*

11. *FAMAS MAS .223.*

12. *Federal XC-900 and SC-450.*

13. *FN FAL (or FN LAR) and FN FNC.*

14. *FN FS2000, FN PS90, and FN SCAR.*

15. *Galil and UZI Sporter, Galil sniper rifle (Galatz), Galil Sporter, UZI, or Vector Arms UZI.*

16. *Goncz High-Tech carbine.*

17. *Hi-Point carbine.*

18. *HK-91, HK-93, HK-94, HK-PSG-1, and SP-89.*

19. *Kel-Tec RFB, Sub-2000, and SU series.*

20. *M1 carbine.*

21. *M2HB and TNW M230.*

22. *Ruger Mini-14 with folding stock.*

23. *SAR-8, SAR-4800, and SR9.*

24. *SIG 57 AMT and 500 Series.*
25. *Sig Sauer MCX rifle.*
26. *SKS capable of accepting a detachable magazine.*
27. *SLG 95.*
28. *SLR 95 and 96.*
29. *Spectre automatic carbine.*
30. *Springfield Armory BM59, G-3, and SAR-48.*
31. *Sterling MK-6 and MK-7.*
32. *Steyr AUG.*
33. *Thompson series, including Thompson T5.*
34. *Weaver Arms Nighthawk.*

(b) *All of the following handguns, copies, duplicates, or altered facsimiles with the capability of any such weapon thereof:*

1. *AK-47 pistol and Mini AK-47 pistol.*
2. *AR-15 pistol.*
3. *Australian Automatic Arms SAP pistol.*
4. *Bushmaster automatic pistol.*
5. *Calico Liberty series pistols.*
6. *Chiappa Firearms Mfour-22.*
7. *Colefire Magnum.*
8. *DSA SA58 PKP FAL.*
9. *Encom MK-IV, MP-9, and MP-45.*
10. *Feather AT-9 and Mini-AT.*
11. *German Sport 522 PK.*
12. *Goncz High-Tech Long pistol.*
13. *Holmes MP-83.*
14. *Intratec AB-10, TEC-9, TEC-22 Scorpion, and TEC-DC9.*
15. *I.O. Inc. PPS-43C.*
16. *Iver Johnson Enforcer.*
17. *Kel-Tec PLR-16 pistol.*
18. *MAC-10, MAC-11, Masterpiece Arms MPA pistol series, and Velocity Arms VMA series.*
19. *Scarab Skorpion.*
20. *Sig Sauer P556 pistol.*
21. *Spectre automatic pistol.*
22. *Thompson TA5 series pistols.*
23. *UZI pistol and Micro-UZI pistol.*
34. *Wilkinson "Linda" pistol.*

(c) *All of the following shotguns, copies, duplicates, or altered facsimiles with the capability of any such weapon thereof:*

1. *Armscor 30 BG.*
2. *Franchi LAW-12 and SPAS-12.*
3. *Kel-Tec KSG.*

4. *Remington TAC-2 and TACB3 FS.*
5. *Saiga.*
6. *Streetsweeper.*
7. *Striker 12.*
8. *USAS-12.*

(d) *A part or combination of parts that converts a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.*

(e) *A semiautomatic firearm not listed in this subsection which meets the criteria of one of the following sub-subparagraphs:*

1. *A semiautomatic rifle that has an ability to accept a detachable magazine and that has one or more of the following:*

- a. *A folding or telescoping stock.*
- b. *A pistol grip that protrudes conspicuously beneath the action of the weapon or any feature functioning as a protruding grip that can be held by the nontrigger hand or a thumbhole stock.*
- c. *A bayonet mount.*
- d. *A flash suppressor or threaded barrel designed to accommodate a flash suppressor.*
- e. *A grenade launcher.*
- f. *A shroud that is attached to the barrel, or that partially or completely encircles the barrel and allows the bearer to hold the firearm with the nontrigger hand without being burned, but excluding a slide that encloses the barrel.*

2. *A semiautomatic pistol that has an ability to accept a detachable magazine and that has one or more of the following:*

- a. *The capacity to accept an ammunition magazine that attaches to the pistol at any location outside the pistol grip.*
- b. *A threaded barrel capable of accepting a barrel extender, flash suppressor, forward handgrip, or silencer.*
- c. *A slide that encloses the barrel and that allows the shooter to hold the firearm with the nontrigger hand without being burned.*
- d. *A manufactured weight of 50 ounces or more when the pistol is unloaded.*
- e. *A semiautomatic version of an automatic firearm.*
- f. *Any feature capable of functioning as a protruding grip that can be held by the nontrigger hand.*
- g. *A folding, telescoping, or thumbhole stock.*

3. *A semiautomatic shotgun that has one or more of the following:*

- a. *A folding or telescoping stock.*
- b. *A pistol grip that protrudes conspicuously beneath the action of the weapon.*
- c. *A thumbhole stock.*
- d. *A fixed-magazine capacity in excess of 5 rounds.*
- e. *An ability to accept a detachable magazine.*

4. *A semiautomatic pistol or a semiautomatic, centerfire, or rimfire rifle with a fixed magazine that has the capacity to accept more than 10 rounds of ammunition.*

5. *A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which*

an assault weapon may be assembled if those parts are in the possession or under the control of the same person.

(2) *Notwithstanding any other law, a person may not purchase or be sold or transferred an assault weapon without possessing a valid Type 03 Federal Firearms License.*

(3) *In addition to the requirements and procedures set out in s. 790.065(1)(d), a licensed importer, licensed manufacturer, or licensed dealer and a private seller facilitating a sale through a licensed dealer must verify that a potential purchaser or transferee of an assault weapon possesses a valid Type 03 Federal Firearms License.*

(4) *A person who violates this subsection commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 11. Paragraph (e) of subsection (3) of section 790.335, Florida Statutes, is amended to read:

790.335 Prohibition of registration of firearms; electronic records.—

(3) EXCEPTIONS.—The provisions of this section shall not apply to:

(e)1. Records kept pursuant to the recordkeeping provisions of s. 790.065; however, nothing in this section shall be construed to authorize the public release or inspection of records that are made confidential and exempt from the provisions of s. 119.07(1) by s. 790.065(3)(a) ~~or 790.065(4)(a).~~

2. Nothing in this paragraph shall be construed to allow the maintaining of records containing the names of purchasers or transferees who receive unique approval numbers or the maintaining of records of firearm transactions.

Section 12. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (12), subsections (1), (3), and (10) of that section are amended, and a new subsection (11) is added to that section, to read:

790.065 Sale and delivery of firearms.—

(1)(a) A licensed importer, licensed manufacturer, or licensed dealer may not sell or deliver from her or his inventory at her or his licensed premises any firearm to another person, other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, until she or he has:

1. Obtained a completed form from the potential buyer or transferee, which form shall have been ~~adopted promulgated~~ by the Department of Law Enforcement and provided by the licensed importer, licensed manufacturer, or licensed dealer, which shall include the name, date of birth, gender, race, and social security number or other identification number of such potential buyer or transferee and has inspected proper identification including an identification containing a photograph of the potential buyer or transferee.

2. Collected a fee from the potential buyer for processing the criminal history check of the potential buyer. The fee shall be established by the Department of Law Enforcement and may not exceed \$8 per transaction. The Department of Law Enforcement may reduce, or suspend collection of, the fee to reflect payment received from the Federal Government applied to the cost of maintaining the criminal history check system established by this section as a means of facilitating or supplementing the National Instant Criminal Background Check System. The Department of Law Enforcement shall, by rule, establish procedures for the fees to be transmitted by the licensee to the Department of Law Enforcement. All such fees shall be deposited into the Department of Law Enforcement Operating Trust Fund, but shall be segregated from all other funds deposited into such trust fund and must be accounted for separately. Such segregated funds must not be used for any purpose other than the operation of the criminal history checks required by this section. The Department of Law Enforcement, each year ~~before~~ ~~prior to~~ February 1, shall make a full accounting of all receipts and expenditures of such funds to the President of the Senate, the Speaker of the House of Representatives, the majority and minority leaders of each house of the Legislature, and the chairs of the appropriations committees of each house of the Legislature. In the event that the cumulative amount of funds collected exceeds the cumulative amount of expenditures by more than \$2.5 million, excess funds may be

used for the purpose of purchasing soft body armor for law enforcement officers.

3. Requested, by means of a toll-free telephone call, the Department of Law Enforcement to conduct a check of the information as reported and reflected in the Florida Crime Information Center and National Crime Information Center systems as of the date of the request.

4. Received a unique approval number for that inquiry from the Department of Law Enforcement, and recorded the date and such number on the consent form.

(b) However, if the person purchasing, or receiving delivery of, the firearm is a holder of a valid concealed weapons or firearms license pursuant to the provisions of s. 790.06 or holds an active certification from the Criminal Justice Standards and Training Commission as a “law enforcement officer,” a “correctional officer,” or a “correctional probation officer” as defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), this subsection does not apply.

(c) This subsection does not apply to the purchase, trade, or transfer of a rifle or shotgun by a resident of this state when the resident makes such purchase, trade, or transfer from a licensed importer, licensed manufacturer, or licensed dealer in another state.

(d)1. *If neither party to a prospective firearms sale, lease, or transfer is a licensed dealer, the parties to the transaction must complete the sale, lease, or transfer through a licensed dealer as follows:*

a. *The seller, lessor, or transferor must deliver the firearm to a licensed dealer, who shall process the sale, lease, or transfer as if she or he were the seller, lessor, or transferor, except that the seller, lessor, or transferor who is not a licensed dealer may remove the firearm from the business premises of the licensed dealer while the background check is being conducted and while the waiting period requirement set forth in s. 790.0655 is being met. Other than allowing the unlicensed seller or transferor to remove the firearm from the licensed dealer's business premises, the licensed dealer shall comply with all requirements of federal and state law which would apply if she or he were the seller, lessor, or transferor of the firearm;*

b. *The licensed dealer shall conduct a background check on the buyer or other transferee as provided in this section and, unless the transaction is prohibited, and after all other legal requirements are met, including those set forth in s. 790.0655, the licensed dealer shall either:*

(I) *Deliver the firearm to the seller, lessor, or transferor, who shall complete the transaction and deliver the firearm to the buyer; or*

(II) *If the seller, lessor, or transferor has removed the firearm from the licensed dealer's business premises, contact the seller, lessor, or transferor to let her or him know that he or she may complete the transaction and deliver the firearm to the buyer.*

c. *If the licensed dealer cannot legally complete the transaction, the dealer must:*

(I) *Return the firearm to the seller, lessor, or transferor; or*

(II) *If the seller, lessor, or transferor has removed the firearm from the licensed dealer's business premises, contact the seller, lessor, or transferor to let her or him know that the transaction is prohibited, and that the seller, lessor, or transferor may not deliver the firearm to the buyer; and*

d. *The licensed dealer may require the buyer or other transferee to pay a fee covering the administrative costs incurred by the licensed dealer for facilitating the transfer of the firearm, plus applicable fees pursuant to federal and state law.*

2. *This paragraph does not apply to:*

a. *The activities of the United States Marshals Service, members of the United States Armed Forces or the National Guard, or federal officials required to carry firearms while engaged in performing their official duties; or*

b. *The following activities, unless the lawful owner knows or has reasonable cause to believe that federal, state, or local law prohibits the*

transferee from purchasing or possessing firearms, or that the transferee is likely to use the firearm for unlawful purposes:

(I) *The delivery of a firearm to a gunsmith for service or repair, or the return of the firearm to its owner by the gunsmith;*

(II) *The transfer of a firearm to a carrier, warehouseman, or other person engaged in the business of transportation or storage, to the extent that the receipt, possession, or having on or about the person any firearm is in the ordinary course of business and in conformity with federal, state, and local laws, and not for the personal use of any such person;*

(III) *The loan of a firearm solely for the purpose of shooting at targets, if the loan occurs on the premises of a properly licensed target facility and if the firearm is at all times kept within the premises of the target facility;*

(IV) *The loan of a firearm to a person who is under 18 years of age for lawful hunting, sporting, or educational purposes while under the direct supervision and control of a responsible adult;*

(V) *The loan of a firearm to a person who is 18 years of age or older if the firearm remains in the person's possession only while the person is accompanying the lawful owner and using the firearm for lawful hunting, sporting, or recreational purposes; or*

(VI) *The loan of a firearm to an adult family member of the lawful owner of the firearm if the lawful owner resides with the family member but is not present in the residence, provided that the family member does not maintain control over the firearm for more than 10 consecutive days.*

~~(3) In the event of scheduled computer downtime, electronic failure, or similar emergency beyond the control of the Department of Law Enforcement, the department shall immediately notify the licensee of the reason for, and estimated length of, such delay. After such notification, the department shall forthwith, and in no event later than the end of the next business day of the licensee, either inform the requesting licensee if its records demonstrate that the buyer or transferee is prohibited from receipt or possession of a firearm pursuant to Florida and Federal law or provide the licensee with a unique approval number. Unless notified by the end of said next business day that the buyer or transferee is so prohibited, and without regard to whether she or he has received a unique approval number, the licensee may complete the sale or transfer and shall not be deemed in violation of this section with respect to such sale or transfer.~~

~~(10) A licensed importer, licensed manufacturer, or licensed dealer is not required to comply with the requirements of this section in the event of:~~

~~(a) Unavailability of telephone service at the licensed premises due to the failure of the entity which provides telephone service in the state, region, or other geographical area in which the licensee is located to provide telephone service to the premises of the licensee due to the location of said premises; or the interruption of telephone service by reason of hurricane, tornado, flood, natural disaster, or other act of God, war, invasion, insurrection, riot, or other bona fide emergency, or other reason beyond the control of the licensee; or~~

~~(b) Failure of the Department of Law Enforcement to comply with the requirements of subsections (2) and (3).~~

(11) *A person younger than 21 years of age may not purchase*

And the title is amended as follows:

Delete lines 2433-2434 and insert: petition for simultaneous relief; creating s. 790.0641, F.S.; defining the term "assault weapon"; prohibiting a person from purchasing or being sold or transferred an assault weapon without possessing a valid Type 03 Federal Firearms License; requiring a licensed importer, licensed manufacturer, or licensed dealer and a private seller facilitating a sale through a licensed dealer of an assault weapon to verify that the purchaser or transferee possesses such a firearms license; providing criminal penalties; amending s. 790.335, F.S.; conforming a cross-reference; amending s. 790.065, F.S.; requiring that, if neither party to a prospective firearms sale, lease, or transfer is a licensed dealer, the parties complete the sale, lease, or transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, a seller, lessor, or transferor, and a buyer,

lessee, or transferee, including a required background check; authorizing a licensed dealer to charge a buyer or transferee specified fees; providing applicability; deleting provisions authorizing a licensee to complete the sale or transfer of a firearm to a person without receiving notification from the Department of Law Enforcement informing the licensee as to whether such person is prohibited from receipt or possession of a firearm or providing a unique approval number under certain circumstances; deleting provisions exempting a licensed importer, licensed manufacturer, or licensed dealer from the sale and delivery requirements, under certain circumstances; prohibiting a person younger than a certain age

Amendment IV (975622) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.30, Florida Statutes, is created to read:

790.30 *Assault weapons prohibited near schools, colleges, or universities.—*

(1) *As used in this section, the term "assault weapon" means:*

(a) *A selective-fire firearm capable of fully automatic, semiautomatic, or burst fire at the option of the user, or any of the following specified semiautomatic firearms:*

1. *Algimec AGM1.*

2. *All AK series, including, but not limited to, the following: AK, AK-47, AK-74, AKM, AKS, ARM, MAK90, MISR, NHM90, NHM91, Rock River Arms LAR-47, SA 85, SA 93, Vector Arms AK-47, VEPR, WASR-10, and WUM.*

3. *All AR series, including, but not limited to, the following: AR-10, AR-15, Armalite AR-180, Armalite M-15, AR-70, Bushmaster XM15, Colt AR-15, DoubleStar AR rifles, DPMS tactical rifles, Olympic Arms, Rock River Arms LAR-15, and Smith & Wesson M&P15 rifles.*

4. *Barrett 82A1 and REC7.*

5. *Beretta AR-70 and Beretta Storm.*

6. *Bushmaster automatic rifle.*

7. *Calico Liberty series rifles.*

8. *Chartered Industries of Singapore SR-88.*

9. *Colt Sporter.*

10. *Daewoo K-1, K-2, Max-1, and Max-2.*

11. *FAMAS MAS .223.*

12. *Federal XC-900 and SC-450.*

13. *FN FAL (or FN LAR) and FN FNC.*

14. *FN FS2000, FN PS90, and FN SCAR.*

15. *Galil and UZI Sporter, Galil sniper rifle (Galatz), Galil Sporter, UZI, or Vector Arms UZI.*

16. *Goncz High-Tech carbine.*

17. *Hi-Point carbine.*

18. *HK-91, HK-93, HK-94, HK-PSG-1, and SP-89.*

19. *Kel-Tec RFB, Sub-2000, and SU series.*

20. *M1 carbine.*

21. *M2HB and TNW M230.*

22. *Ruger Mini-14 with folding stock.*

23. *SAR-8, SAR-4800, and SR9.*

24. *SIG 57 AMT and 500 Series.*

25. *Sig Sauer MCX rifle.*
26. *SKS capable of accepting a detachable magazine.*
27. *SLG 95.*
28. *SLR 95 and 96.*
29. *Spectre automatic carbine.*
30. *Springfield Armory BM59, G-3, and SAR-48.*
31. *Sterling MK-6 and MK-7.*
32. *Steyr AUG.*
33. *Thompson series, including Thompson T5.*
34. *Weaver Arms Nighthawk.*

(b) *All of the following handguns, copies, duplicates, or altered facsimiles with the capability of any such weapon thereof:*

1. *AK-47 pistol and Mini AK-47 pistol.*
2. *AR-15 pistol.*
3. *Australian Automatic Arms SAP pistol.*
4. *Bushmaster automatic pistol.*
5. *Calico Liberty series pistols.*
6. *Chiappa Firearms Mfour-22.*
7. *Colefire Magnum.*
8. *DSA SA58 PKP FAL.*
9. *Encom MK-IV, MP-9, and MP-45.*
10. *Feather AT-9 and Mini-AT.*
11. *German Sport 522 PK.*
12. *Goncz High-Tech Long pistol.*
13. *Holmes MP-83.*
14. *Intratec AB-10, TEC-9, TEC-22 Scorpion, and TEC-DC9.*
15. *I.O. Inc. PPS-43C.*
16. *Iver Johnson Enforcer.*
17. *Kel-Tec PLR-16 pistol.*
18. *MAC-10, MAC-11, Masterpiece Arms MPA pistol series, and Velocity Arms VMA series.*
19. *Scarab Skorpion.*
20. *Sig Sauer P556 pistol.*
21. *Spectre automatic pistol.*
22. *Thompson TA5 series pistols.*
23. *UZI pistol and Micro-UZI pistol.*
34. *Wilkinson "Linda" pistol.*

(c) *All of the following shotguns, copies, duplicates, or altered facsimiles with the capability of any such weapon thereof:*

1. *Armscor 30 BG.*
2. *Franchi LAW-12 and SPAS-12.*
3. *Kel-Tec KSG.*
4. *Remington TAC-2 and TACB3 FS.*

5. *Saiga.*
6. *Streetsweeper.*
7. *Striker 12.*
8. *USAS-12.*

(d) *A part or combination of parts that convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.*

(e) *A semiautomatic firearm not listed in this subsection which meets the criteria of one of the following sub-subparagraphs:*

1. *A semiautomatic rifle that has an ability to accept a detachable magazine and that has one or more of the following:*

- a. *A folding or telescoping stock.*
- b. *A pistol grip that protrudes conspicuously beneath the action of the weapon or any feature functioning as a protruding grip that can be held by the nontrigger hand or a thumbhole stock.*
- c. *A bayonet mount.*
- d. *A flash suppressor or threaded barrel designed to accommodate a flash suppressor.*
- e. *A grenade launcher.*
- f. *A shroud that is attached to the barrel, or that partially or completely encircles the barrel and allows the bearer to hold the firearm with the nontrigger hand without being burned, but excluding a slide that encloses the barrel.*

2. *A semiautomatic pistol that has an ability to accept a detachable magazine and that has one or more of the following:*

- a. *The capacity to accept an ammunition magazine that attaches to the pistol at any location outside the pistol grip.*
- b. *A threaded barrel capable of accepting a barrel extender, flash suppressor, forward handgrip, or silencer.*
- c. *A slide that encloses the barrel and that allows the shooter to hold the firearm with the nontrigger hand without being burned.*
- d. *A manufactured weight of 50 ounces or more when the pistol is unloaded.*

e. *A semiautomatic version of an automatic firearm.*

f. *Any feature capable of functioning as a protruding grip that can be held by the nontrigger hand.*

g. *A folding, telescoping, or thumbhole stock.*

3. *A semiautomatic shotgun that has one or more of the following:*

- a. *A folding or telescoping stock.*
- b. *A pistol grip that protrudes conspicuously beneath the action of the weapon.*
- c. *A thumbhole stock.*
- d. *A fixed-magazine capacity in excess of 5 rounds.*
- e. *An ability to accept a detachable magazine.*

4. *A semiautomatic pistol or a semiautomatic, centerfire, or rimfire rifle with a fixed magazine that has the capacity to accept more than 10 rounds of ammunition.*

5. *A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.*

(2) *A person may not possess an assault weapon within 5 miles of any public or private school, college, or university. Except as provided in subsection (3), a person who violates this subsection commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(3) *This section does not apply to a firearm in the possession of a law enforcement officer, a school marshal, or an active duty servicemember of the Armed Forces of the United States or of this state.*

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; creating s. 790.30, F.S.; defining the term “assault weapon”; prohibiting a person from possessing an assault weapon within a certain distance of any public or private school, college, or university in this state; providing exceptions; providing legislative intent;

Amendment 1W (461398) (with title amendment)—Delete lines 30-2251 and insert:

Section 5. Paragraph (c) of subsection (9) of section 121.091, Florida Statutes, is amended, and paragraph (f) is added to that subsection to read:

121.091 Benefits payable under the system.—Benefits may not be paid under this section unless the member has terminated employment as provided in s. 121.021(39)(a) or begun participation in the Deferred Retirement Option Program as provided in subsection (13), and a proper application has been filed in the manner prescribed by the department. The department may cancel an application for retirement benefits when the member or beneficiary fails to timely provide the information and documents required by this chapter and the department’s rules. The department shall adopt rules establishing procedures for application for retirement benefits and for the cancellation of such application when the required information or documents are not received.

(9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.—

(c) Any person whose retirement is effective on or after July 1, 2010, or whose participation in the Deferred Retirement Option Program terminates on or after July 1, 2010, who is retired under this chapter, except under the disability retirement provisions of subsection (4) or as provided in s. 121.053, may be reemployed by an employer that participates in a state-administered retirement system and receive retirement benefits and compensation from that employer. However, a person may not be reemployed by an employer participating in the Florida Retirement System before meeting the definition of termination in s. 121.021 and may not receive both a salary from the employer and retirement benefits for 6 calendar months after meeting the definition of termination, *except as provided in paragraph (f)*. However, a DROP participant shall continue employment and receive a salary during the period of participation in the Deferred Retirement Option Program, as provided in subsection (13).

1. The reemployed retiree may not renew membership in the Florida Retirement System, except as provided in s. 121.122.

2. The employer shall pay retirement contributions in an amount equal to the unfunded actuarial liability portion of the employer contribution that would be required for active members of the Florida Retirement System in addition to the contributions required by s. 121.76.

3. A retiree initially reemployed in violation of this paragraph and an employer that employs or appoints such person are jointly and severally liable for reimbursement of any retirement benefits paid to the retirement trust fund from which the benefits were paid, including the Florida Retirement System Trust Fund and the Public Employee Optional Retirement Program Trust Fund, as appropriate. The employer must have a written statement from the employee that he or she is not retired from a state-administered retirement system. Retirement benefits shall remain suspended until repayment is made. Benefits suspended beyond the end of the retiree’s 6-month reemployment limitation period shall apply toward the repayment of benefits received in violation of this paragraph.

(f) *A retired law enforcement officer may be reemployed as a school resource officer by an employer that participates in the Florida Retirement*

System and receive compensation from that employer and retirement benefits after meeting the definition of termination in s. 121.021, but may not receive both a salary from the employer and retirement benefits for 6 calendar months immediately subsequent to the date of retirement. The reemployed retired law enforcement officer may not renew membership in the Florida Retirement System, except as provided in s. 121.122.

Section 6. Paragraphs (c) and (d) of subsection (2) of section 394.463, Florida Statutes, are amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(c) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may:

1. Serve and execute such order on any day of the week, at any time of the day or night; and

2. *Use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and take custody of the person who is the subject of the ex parte order. When practicable, a law enforcement officer who has received crisis intervention team (CIT) training shall be assigned to serve and execute the ex parte order.*

(d)1. *A law enforcement officer taking custody of a person under this subsection may seize and hold a firearm or any ammunition the person possesses at the time of taking him or her into custody if the person poses a potential danger to himself or herself or others and has made a credible threat of violence against another person.*

2. *If the law enforcement officer takes custody of the person at the person’s residence and the criteria in subparagraph 1. have been met, the law enforcement officer may seek the voluntary surrender of firearms or ammunition kept in the residence which have not already been seized under subparagraph 1. If such firearms or ammunition are not voluntarily surrendered, or if the person has other firearms or ammunition that were not seized or voluntarily surrendered when he or she was taken into custody, a law enforcement officer may petition the appropriate court under s. 790.401 for a risk protection order against the person.*

3. *Firearms or ammunition seized or voluntarily surrendered under this paragraph must be made available for return no later than 24 hours after the person taken into custody can document that he or she is no longer subject to involuntary examination and has been released or discharged from any inpatient or involuntary outpatient treatment provided or ordered under paragraph (g), unless a risk protection order entered under s. 790.401 directs the law enforcement agency to hold the firearms or ammunition for a longer period or the person is subject to a firearm purchase disability under s. 790.065(2), or a firearm possession and firearm ownership disability under s. 790.064. The process for the actual return of firearms or ammunition seized or voluntarily surrendered under this paragraph may not take longer than 7 days.*

4. *Law enforcement agencies must develop policies and procedures relating to the seizure, storage, and return of firearms or ammunition held under this paragraph. A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and to take custody of the person who is the subject of the ex parte order.*

Section 7. Section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(1) The department shall establish, within available resources, an array of services to meet the individualized service and treatment needs of children and adolescents who are members of the target populations specified in s. 394.493, and of their families. It is the intent of the Legislature that a child or adolescent may not be admitted to a state mental health facility and such a facility may not be included within the array of services.

(2) The array of services must include assessment services that provide a professional interpretation of the nature of the problems of the child or adolescent and his or her family; family issues that may impact the problems; additional factors that contribute to the problems; and the assets, strengths, and resources of the child or adolescent and his or her family. The assessment services to be provided shall be determined by the clinical needs of each child or adolescent. Assessment services include, but are not limited to, evaluation and screening in the following areas:

- (a) Physical and mental health for purposes of identifying medical and psychiatric problems.
- (b) Psychological functioning, as determined through a battery of psychological tests.
- (c) Intelligence and academic achievement.
- (d) Social and behavioral functioning.
- (e) Family functioning.

The assessment for academic achievement is the financial responsibility of the school district. The department shall cooperate with other state agencies and the school district to avoid duplicating assessment services.

- (3) Assessments must be performed by:
 - (a) A professional as defined in s. 394.455(5), (7), (32), (35), or (36);
 - (b) A professional licensed under chapter 491; or
 - (c) A person who is under the direct supervision of a qualified professional as defined in s. 394.455(5), (7), (32), (35), or (36) or a professional licensed under chapter 491.
- (4) The array of services may include, but is not limited to:
 - (a) Prevention services.
 - (b) Home-based services.
 - (c) School-based services.
 - (d) Family therapy.
 - (e) Family support.
 - (f) Respite services.
 - (g) Outpatient treatment.
 - (h) Day treatment.
 - (i) Crisis stabilization.
 - (j) Therapeutic foster care.
 - (k) Residential treatment.
 - (l) Inpatient hospitalization.
 - (m) Case management.
 - (n) Services for victims of sex offenses.
 - (o) Transitional services.
 - (p) Trauma-informed services for children who have suffered sexual exploitation as defined in s. 39.01(71)(g).

(5) In order to enhance collaboration between agencies and to facilitate the provision of services by the child and adolescent mental health treatment and support system and the school district, the local child and adolescent mental health system of care shall include the local educational multiagency network for severely emotionally disturbed students specified in s. 1006.04.

(6) *The department shall contract for community action treatment teams throughout the state with the managing entities. A community action treatment team shall:*

(a) Provide community-based behavioral health and support services to children from 11 to 13 years of age, adolescents, and young adults from 18 to 21 years of age with serious behavioral health conditions who are at risk of out-of-home placement as demonstrated by:

- 1. Repeated failures at less intensive levels of care;*
- 2. Two or more behavioral health hospitalizations;*
- 3. Involvement with the Department of Juvenile Justice;*
- 4. A history of multiple episodes involving law enforcement; or*
- 5. A record of poor academic performance or suspensions.*

Children younger than 11 years of age who otherwise meet the criteria in this paragraph may be candidates for such services if they demonstrate two or more of the characteristics listed in subparagraph 1.-5.

(b) Use an integrated service delivery approach to comprehensively address the needs of the child, adolescent, or young adult and strengthen his or her family and support systems to assist the child, adolescent, or young adult to live successfully in the community. A community action treatment team shall address the therapeutic needs of the child, adolescent, or young adult receiving services and assist parents and caregivers in obtaining services and support. The community action treatment team shall make referrals to specialized treatment providers if necessary, with follow up by the community action treatment team to ensure services are received.

(c) Focus on engaging the child, adolescent, or young adult and his or her family as active participants in every phase of the treatment process. Community action treatment teams shall be available to the child, adolescent, or young adult and his or her family at all times.

(d) Coordinate with other key entities providing services and supports to the child, adolescent, or young adult and his or her family, including, but not limited to, the child's, adolescent's, or young adult's school, the local educational multiagency network for severely emotionally disturbed students under s. 1006.04, the child welfare system, and the juvenile justice system. Community action treatment teams shall also coordinate with the managing entity in their service location.

(e)1. Subject to appropriations and at a minimum, individually serve each of the following counties or regions:

- a. Alachua.*
- b. Alachua, Columbia, Dixie, Hamilton, Lafayette, and Suwannee.*
- c. Bay.*
- d. Brevard.*
- e. Collier.*
- f. DeSoto and Sarasota.*
- g. Duval.*
- h. Escambia.*
- i. Hardee, Highlands, and Polk.*
- j. Hillsborough.*
- k. Indian River, Martin, Okeechobee, and St. Lucie.*
- l. Lake and Sumter.*
- m. Lee.*
- n. Manatee.*
- o. Marion.*

- p. Miami-Dade.
- q. Okaloosa.
- r. Orange.
- s. Palm Beach.
- t. Pasco.
- u. Pinellas.
- v. Walton.

2. Subject to appropriations, the department shall contract for additional teams through the managing entities to ensure the availability of community action treatment team services in the remaining areas of the state.

Section 8. Section 790.064, Florida Statutes, is created to read:

790.064 Firearm possession and firearm ownership disability.—

(1) A person who has been adjudicated mentally defective or who has been committed to a mental institution, as those terms are defined in s. 790.065(2), may not own a firearm or possess a firearm until relief from the firearm possession and firearm ownership disability is obtained.

(2) The firearm possession and firearm ownership disability runs concurrently with the firearm purchase disability provided in s. 790.065(2).

(3) A person may petition the court that made the adjudication or commitment, or that ordered that the record be submitted to the Department of Law Enforcement pursuant to s. 790.065(2), for relief from the firearm possession and firearm ownership disability.

(4) The person seeking relief must follow the procedures set forth in s. 790.065(2) for obtaining relief from the firearm purchase disability in seeking relief from the firearm possession and firearm ownership disability.

(5) The person may seek relief from the firearm possession and firearm ownership disability simultaneously with the relief being sought from the firearm purchase disability, if such relief is sought, pursuant to the procedure set forth in s. 790.065(2).

Section 9. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), and a new subsection (13) is added to that section, to read:

790.065 Sale and delivery of firearms.—

(13) A person younger than 21 years of age may not purchase a firearm. The sale or transfer of a firearm to a person younger than 21 years of age may not be made or facilitated by a licensed importer, licensed manufacturer, or licensed dealer. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. The prohibitions of this subsection do not apply to the purchase of a rifle or shotgun by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

Section 10. Section 790.0655, Florida Statutes, is amended to read:

790.0655 Purchase and delivery of firearms ~~handguns~~; mandatory waiting period; exceptions; penalties.—

(1)(a) ~~There shall be~~ A mandatory ~~3-day~~ waiting period is imposed between the purchase and delivery of a firearm. The mandatory waiting period is, ~~which shall be~~ 3 days, excluding weekends and legal holidays, or expires upon the completion of the records checks required under s. 790.065, whichever occurs later ~~between the purchase and the delivery at retail of any handgun~~. “Purchase” means the transfer of money or other valuable consideration to the retailer. ~~“Handgun” means a firearm capable of being carried and used by one hand, such as a pistol or revolver.~~ “Retailer” means and includes a licensed importer, licensed manufacturer, or licensed dealer ~~every person~~ engaged in the business

of making firearm sales at retail or for distribution, or use, or consumption, or storage to be used or consumed in this state, as defined in s. 212.02(13).

(b) Records of firearm ~~handgun~~ sales must be available for inspection by any law enforcement agency, as defined in s. 934.02, during normal business hours.

(2) The ~~3-day~~ waiting period ~~does shall~~ not apply in the following circumstances:

(a) When a firearm ~~handgun~~ is being purchased by a holder of a concealed weapons permit as defined in s. 790.06.

(b) To a trade-in of another firearm ~~handgun~~.

(c) To the purchase of a rifle or shotgun, upon a person’s successfully completing a minimum of a 16-hour hunter safety course and possessing a hunter safety certification card issued under s. 379.3581. A person who is exempt from the hunter safety course requirements under s. 379.3581 and holds a valid Florida hunting license, is exempt from the mandatory waiting period under this section for the purchase of a rifle or shotgun.

(d) When a rifle or shotgun is being purchased by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or a servicemember as defined in s. 250.01.

(3) It is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084:

(a) For any retailer, or any employee or agent of a retailer, to deliver a firearm ~~handgun~~ before the expiration of the ~~3-day~~ waiting period, subject to the exceptions provided in subsection (2).

(b) For a purchaser to obtain delivery of a firearm ~~handgun~~ by fraud, false pretense, or false representation.

Section 11. Effective October 1, 2018, section 790.222, Florida Statutes, is created to read:

790.222 Bump-fire stocks prohibited.—A person may not import into this state or transfer, distribute, sell, keep for sale, offer for sale, possess, or give to another person a bump-fire stock. A person who violates this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this section, the term “bump-fire stock” means a conversion kit, a tool, an accessory, or a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or which is used to increase the rate of fire to a faster rate than is possible for a person to fire such semiautomatic firearm unassisted by a kit, a tool, an accessory, or a device.

Section 12. (1) Section 790.401, Florida Statutes, is intended to temporarily prevent individuals who are at high risk of harming themselves or others from accessing firearms or ammunition by allowing law enforcement officers to obtain a court order when there is demonstrated evidence that a person poses a significant danger to himself or herself or others, including significant danger as a result of a mental health crisis or violent behavior.

(2) The purpose and intent of s. 790.401, Florida Statutes, is to reduce deaths and injuries as a result of certain individuals’ use of firearms while respecting constitutional rights by providing a judicial procedure for law enforcement officers to obtain a court order temporarily restricting a person’s access to firearms and ammunition. The process established by s. 790.401, Florida Statutes, is intended to apply only to situations in which the person poses a significant danger of harming himself or herself or others by possessing a firearm or ammunition and to include standards and safeguards to protect the rights of respondents and due process of law.

Section 13. Section 790.401, Florida Statutes, may be cited as “The Risk Protection Order Act.”

Section 14. Section 790.401, Florida Statutes, is created to read:

790.401 Risk protection orders.—

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

(a) “Petitioner” means a law enforcement officer or a law enforcement agency that petitions a court for a risk protection order under this section.

(b) “Respondent” means the individual who is identified as the respondent in a petition filed under this section.

(c) “Risk protection order” means a temporary *ex parte* order or a final order granted under this section.

(2) **PETITION FOR A RISK PROTECTION ORDER.**—There is created an action known as a petition for a risk protection order.

(a) A petition for a risk protection order may be filed by a law enforcement officer or law enforcement agency.

(b) An action under this section must be filed in the county where the petitioner’s law enforcement office is located or the county where the respondent resides.

(c) Such petition for a risk protection order does not require either party to be represented by an attorney.

(d) Notwithstanding any other law, attorney fees may not be awarded in any proceeding under this section.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent’s current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(f) The petitioner must make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice must state that the petitioner intends to petition the court for a risk protection order or has already done so and must include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner must attest in the petition to having provided such notice or must attest to the steps that will be taken to provide such notice.

(g) The petitioner must list the address of record on the petition as being where the appropriate law enforcement agency is located.

(h) A court or a public agency may not charge fees for filing or for service of process to a petitioner seeking relief under this section and must provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(i) A person is not required to post a bond to obtain relief in any proceeding under this section.

(j) The circuit courts of this state have jurisdiction over proceedings under this section.

(3) **RISK PROTECTION ORDER HEARINGS AND ISSUANCE.**—

(a) Upon receipt of a petition, the court must order a hearing to be held no later than 14 days after the date of the order and must issue a notice of hearing to the respondent for the same.

1. The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as provided in subsection (5).

2. The court may, as provided in subsection (4), issue a temporary *ex parte* risk protection order pending the hearing ordered under this subsection. Such temporary *ex parte* order must be served concurrently with the notice of hearing and petition as provided in subsection (5).

3. The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court must receive assurances of the petitioner’s identity before conducting a telephonic hearing.

(b) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court must issue a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months.

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or threats of violence by the respondent against himself or herself or others.

3. Evidence of the respondent being seriously mentally ill or having recurring mental health issues.

4. A violation by the respondent of a risk protection order or a no contact order issued under s. 741.30, s. 784.046, or s. 784.0485.

5. A previous or existing risk protection order issued against the respondent.

6. A violation of a previous or existing risk protection order issued against the respondent.

7. Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled *nolo contendere* to a crime that constitutes domestic violence as defined in s. 741.28.

8. The respondent’s ownership of, access to, or intent to possess firearms or ammunition.

9. The unlawful or reckless use, display, or brandishing of a firearm by the respondent.

10. The recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person.

11. Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled *nolo contendere* to a crime involving violence or a threat of violence.

12. Corroborated evidence of the abuse of controlled substances or alcohol by the respondent.

13. Evidence of recent acquisition of firearms or ammunition by the respondent.

14. Any relevant information from family and household members concerning the respondent.

15. Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(d) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action either must present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained, or must present the evidence under oath at a hearing at which all parties are present.

(e) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under s. 741.30.

(f) During the hearing, the court must consider whether a mental health evaluation or chemical dependency evaluation is appropriate and, if such determination is made, may order such evaluations, if appropriate.

(g) A risk protection order must include all of the following:

1. A statement of the grounds supporting the issuance of the order;
2. The date the order was issued;
3. The date the order ends;
4. Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;
5. The address of the court in which any responsive pleading should be filed;
6. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and
7. The following statement:

"To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order."

(h) If the court issues a risk protection order, the court must inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection (6). The court shall provide the respondent with a form to request a hearing to vacate.

(i) If the court denies the petitioner's request for a risk protection order, the court must state the particular reasons for the denial.

(4) TEMPORARY EX PARTE RISK PROTECTION ORDERS.—

(a) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(b) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including the evidence described in paragraph (3)(c).

(c) If a court finds there is reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court must issue a temporary ex parte risk protection order.

(d) The court must hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(e) A temporary ex parte risk protection order must include all of the following:

1. A statement of the grounds asserted for the order;
2. The date the order was issued;

3. The address of the court in which any responsive pleading may be filed;

4. The date and time of the scheduled hearing;

5. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and

6. The following statement:

"To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. A hearing will be held on the date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a court issuing an order against you which is valid for 1 year. You may seek the advice of an attorney as to any matter connected with this order."

(f) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(g) A temporary ex parte risk protection order must be served by a law enforcement officer in the same manner as provided for in subsection (5) for service of the notice of hearing and petition and must be served concurrently with the notice of hearing and petition.

(h) If the court denies the petitioner's request for a temporary ex parte risk protection order, the court must state the particular reasons for the denial.

(5) SERVICE.—

(a) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county where the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as possible on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff must verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent's physical description and location. Notwithstanding any other provision of law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents, unless the other documents are of a similar emergency nature.

(b) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in paragraph (a) must be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. When an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

(6) TERMINATION AND EXTENSION OF ORDERS.—

(a) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any.

1. Upon receipt of the request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request must be served on the petitioner in accordance with subsection (5). The hearing must occur no sooner than 14 days and no later than 30 days after the date of service of the request upon the petitioner.

2. The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds after the hearing that the respondent has met his or her burden of proof, the court must vacate the order.

4. The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(b) The court must notify the petitioner of the impending end of a risk protection order. Notice must be received by the petitioner at least 30 days before the date the order ends.

(c) The petitioner may, by motion, request an extension of a risk protection order at any time within 30 days before the end of the order.

1. Upon receipt of the motion to extend, the court shall order that a hearing be held no later than 14 days after the date the order is issued and shall schedule such hearing.

a. The court may schedule a hearing by telephone in the manner provided by subparagraph (3)(a)3.

b. The respondent must be personally serviced in the same manner provided by subsection (5).

2. In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection (3) continue to be met, the court must extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension.

4. The court may extend a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months, subject to an order to vacate as provided in paragraph (a) or to another extension order by the court.

(7) SURRENDER OF FIREARMS AND AMMUNITION.—

(a) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection (9), and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent.

(b) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent. The law enforcement officer shall take possession of all firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, which are surrendered. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent must surrender any firearms and am-

munition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, in a safe manner to the control of the local law enforcement agency immediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding ss. 933.02 and 933.18, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(c) At the time of surrender, a law enforcement officer taking possession of any firearm or ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered, and any license surrendered and shall provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the law enforcement officer serving the order shall file the original receipt with the court and shall ensure that his or her law enforcement agency retains a copy of the receipt.

(d) Notwithstanding ss. 933.02 and 933.18, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition owned by the respondent, as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. If the court finds that probable cause exists, the court must issue a warrant describing the firearms or ammunition owned by the respondent and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition owned by the respondent discovered pursuant to such search.

(e) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

1. The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition.

2. The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(f) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than 3 business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(g) All law enforcement agencies must develop policies and procedures regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

(8) RETURN AND DISPOSAL OF FIREARMS AND AMMUNITION.—

(a) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition owned by the respondent or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, that has been surrendered or seized pursuant to this section must return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm issued under s. 790.06, as requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(b) If a risk protection order is vacated or ends without extension, the Department of Agriculture and Consumer Services, if it has suspended a license to carry a concealed weapon or firearm pursuant to this section, must reinstate such license only after confirming that the respondent is currently eligible to have a license to carry a concealed weapon or firearm pursuant to s. 790.06.

(c) A law enforcement agency must provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition owned by the respondent.

(d) Any firearm and ammunition surrendered by a respondent pursuant to subsection (7) which remains unclaimed for 1 year by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

(9) **TRANSFER OF FIREARMS AND AMMUNITION.**—A respondent may elect to transfer all firearms and ammunition owned by the respondent that have been surrendered to or seized by a local law enforcement agency pursuant to subsection (7) to another person who is willing to receive the respondent's firearms and ammunition. The law enforcement agency must allow such a transfer only if it is determined that the chosen recipient:

(a) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(b) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(c) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

(10) **REPORTING OF ORDERS.**—

(a) Within 24 hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(b) Within 24 hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Florida Crime Information Center and National Crime Information Center. The order must remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems which has ended or been vacated. Entry of the order into the Florida Crime Information Center and National Crime Information Center constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(c) The issuing court shall, within 3 business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the Department of Agriculture and Consumer Services. Upon receipt of the information, the department shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the department must immediately suspend the license.

(d) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the Department of Agriculture and Consumer Services and the appropriate law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to paragraph (b).

(11) **PENALTIES.**—

(a) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in

regard to any material matter commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) **LAW ENFORCEMENT RETAINS OTHER AUTHORITY.**—This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

(13) **LIABILITY.**—Except as provided in subsection (8) or subsection (11), this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order, including, but not limited to, providing notice to the petitioner, a family or household member of the respondent, and any known third party who may be at risk of violence or failure to provide such notice, or reporting, declining to report, investigating, declining to investigate, filing, or declining to file, a petition under this section.

(14) **INSTRUCTIONAL AND INFORMATIONAL MATERIAL.**—

(a) The Office of the State Courts Administrator shall develop and prepare instructions and informational brochures, standard petitions and risk protection order forms, and a court staff handbook on the risk protection order process. The standard petition and order forms must be used after January 1, 2019, for all petitions filed and orders issued pursuant to this section. The office shall determine the significant non-English-speaking or limited English-speaking populations in the state and prepare the instructions and informational brochures and standard petitions and risk protection order forms in such languages. The instructions, brochures, forms, and handbook must be prepared in consultation with interested persons, including representatives of gun violence prevention groups, judges, and law enforcement personnel. Materials must be based on best practices and must be available online to the public.

1. The instructions must be designed to assist petitioners in completing the petition and must include a sample of a standard petition and order for protection forms.

2. The instructions and standard petition must include a means for the petitioner to identify, with only layman's knowledge, the firearms or ammunition the respondent may own, possess, receive, or have in his or her custody or control. The instructions must provide pictures of types of firearms and ammunition that the petitioner may choose from to identify the relevant firearms or ammunition, or must provide an equivalent means to allow petitioners to identify firearms or ammunition without requiring specific or technical knowledge regarding the firearms or ammunition.

3. The informational brochure must describe the use of and the process for obtaining, extending, and vacating a risk protection order under this section and must provide relevant forms.

4. The risk protection order form must include, in a conspicuous location, notice of criminal penalties resulting from violation of the order and the following statement: "You have the sole responsibility to avoid or refrain from violating this order's provisions. Only the court can change the order and only upon written request."

5. The court staff handbook must allow for the addition of a community resource list by the clerk of the court.

(b) Any clerk of court may create a community resource list of crisis intervention, mental health, substance abuse, interpreter, counseling, and other relevant resources serving the county in which the court is located. The court may make the community resource list available as part of or in addition to the informational brochures described in paragraph (a).

(c) The Office of the State Courts Administrator shall distribute a master copy of the petition and order forms, instructions, and informational brochures to the clerks of court. Distribution of all documents

shall, at a minimum, be in an electronic format or formats accessible to all courts and clerks of court in the state.

(d) Within 90 days after receipt of the master copy from the Office of the State Courts Administrator, the clerk of the court shall make available the standardized forms, instructions, and informational brochures required by this subsection.

(e) The Office of the State Courts Administrator shall update the instructions, brochures, standard petition and risk protection order forms, and court staff handbook as necessary, including when changes in the law make an update necessary.

Section 15. Section 836.10, Florida Statutes, is amended to read:

836.10 Written threats to kill, ~~or~~ do bodily injury, or conduct a mass shooting or an act of terrorism; punishment.—Any person who writes or composes and also sends or procures the sending of any letter, inscribed communication, or electronic communication, whether such letter or communication be signed or anonymous, to any person, containing a threat to kill or to do bodily injury to the person to whom such letter or communication is sent, or a threat to kill or do bodily injury to any member of the family of the person to whom such letter or communication is sent, or any person who makes, posts, or transmits a threat in a writing or other record, including an electronic record, to conduct a mass shooting or an act of terrorism, in any manner that would allow another person to view the threat, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 16. Paragraph (f) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(f) LEVEL 6

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
			784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
			784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.
			784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.
			784.081(2)	2nd	Aggravated assault on specified official or employee.
			784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.
			784.083(2)	2nd	Aggravated assault on code inspector.
			787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
			790.115(2)(d)	2nd	Discharging firearm or weapon on school property.
			790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
			790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.
			790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
			794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
			794.05(1)	2nd	Unlawful sexual activity with specified minor.
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.	800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.	800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.	806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.	810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.
499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.	810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.
499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.	812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.
775.0875(1)	3rd	Taking firearm from law enforcement officer.	812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.
784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.	812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.
784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.	812.015(9)(b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.
784.041	3rd	Felony battery; domestic battery by strangulation.	812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
784.048(3)	3rd	Aggravated stalking; credible threat.			
784.048(5)	3rd	Aggravated stalking of person under 16.			

Florida Statute	Felony Degree	Description	
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	<i>violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials. As recommended by students of Marjory Stoneman Douglas High School, the program shall be named "FortifyFL." At a minimum, the department must receive reports electronically through the mobile suspicious activity reporting tool that is available on both Android and Apple devices.</i>
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.	<i>(2) The reporting tool must notify the reporting party of the following information:</i>
825.102(1)	3rd	Abuse of an elderly person or disabled adult.	<i>(a) That the reporting party may provide his or her report anonymously.</i>
825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.	<i>(b) That if the reporting party chooses to disclose his or her identity, that information shall be shared with the appropriate law enforcement agency and school officials; however, the law enforcement agency and school officials shall be required to maintain the information as confidential.</i>
825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.	<i>(3) Information reported using the tool must be promptly forwarded to the appropriate law enforcement agency or school official.</i>
825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.	<i>(4) Law enforcement dispatch centers, school districts, schools, and other entities identified by the department shall be made aware of the mobile suspicious activity reporting tool.</i>
827.03(2)(c)	3rd	Abuse of a child.	<i>(5) The department, in collaboration with the Division of Victims Services within the Office of the Attorney General and the Office of Safe Schools within the Department of Education, shall develop and provide a comprehensive training and awareness program on the use of the mobile suspicious activity reporting tool.</i>
827.03(2)(d)	3rd	Neglect of a child.	
827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.	
836.05	2nd	Threats; extortion.	
836.10	2nd	Written threats to kill, or do bodily injury, or conduct a mass shooting or an act of terrorism.	Section 18. Section 943.687, Florida Statutes, is created to read:
843.12	3rd	Aids or assists person to escape.	<i>943.687 Marjory Stoneman Douglas High School Public Safety Commission.—</i>
847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.	<i>(1) There is created within the Department of Law Enforcement the Marjory Stoneman Douglas High School Public Safety Commission, a commission as defined in s. 20.03.</i>
847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.	<i>(2)(a) The commission shall convene no later than June 1, 2018, and shall be composed of 16 members. Five members shall be appointed by the President of the Senate, five members shall be appointed by the Speaker of the House of Representatives, and five members shall be appointed by the Governor. From the members of the commission, the Governor shall appoint the chair. Appointments must be made by April 30, 2018. The Commissioner of the Department of Law Enforcement shall serve as a member of the commission. The Secretary of Children and Families, the Secretary of Juvenile Justice, the Secretary of Health Care Administration, and the Commissioner of Education shall serve as ex officio, nonvoting members of the commission. Members shall serve at the pleasure of the officer who appointed the member. A vacancy on the commission shall be filled in the same manner as the original appointment.</i>
847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.	<i>(b) The General Counsel of the Department of Law Enforcement shall serve as the general counsel for the commission.</i>
914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.	<i>(c) The Department of Law Enforcement staff, as assigned by the chair, shall assist the commission in performing its duties.</i>
944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.	<i>(d) The commission shall meet as necessary to conduct its work at the call of the chair and at the time designated by him or her at locations throughout the state. The commission may conduct its meetings through teleconferences or other similar means.</i>
944.40	2nd	Escapes.	<i>(e) Members of the commission are entitled to receive reimbursement for per diem and travel expenses pursuant to s. 112.061.</i>
944.46	3rd	Harboring, concealing, aiding escaped prisoners.	
944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	
951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.	

Section 17. Section 943.082, Florida Statutes, is created to read:

943.082 School Safety Awareness Program.—

(1) In collaboration with the Department of Legal Affairs, the department shall competitively procure a mobile suspicious activity reporting tool that allows students and the community to relay information anonymously concerning unsafe, potentially harmful, dangerous,

(3) The commission shall investigate system failures in the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in this state and develop recommendations for system improvements. At a minimum, the commission shall analyze information and evidence from the Marjory Stoneman Douglas High School shooting and other mass violence incidents in this state. At a minimum the commission shall:

(a) *Develop a timeline of the incident, incident response, and all relevant events preceding the incident, with particular attention to all perpetrator contacts with local, state and national government agencies and entities and any contract providers of such agencies and entities.*

(b) *Investigate any failures in incident responses by local law enforcement agencies and school resource officers.*

1. *Identify existing policies and procedures for active assailant incidents on school premises and evaluate the compliance with such policies and procedures in the execution of incident responses.*

2. *Evaluate existing policies and procedures for active assailant incidents on school premises in comparison with national best practices.*

3. *Evaluate the extent to which any failures in policy, procedure, or execution contributed to an inability to prevent deaths and injuries.*

4. *Make specific recommendations for improving law enforcement and school resource officer incident response in the future.*

5. *Make specific recommendations for determining the appropriate ratio of school resource officers per school by school type. At a minimum, the methodology for determining the ratio should include the school location, student population, and school design.*

(c) *Investigate any failures in interactions with perpetrators preceding mass violence incidents.*

1. *Identify the history of interactions between perpetrators and governmental entities such as schools, law enforcement agencies, courts and social service agencies, and identify any failures to adequately communicate or coordinate regarding indicators of risk or possible threats.*

2. *Evaluate the extent to which any such failures contributed to an inability to prevent deaths and injuries.*

3. *Make specific recommendations for improving communication and coordination among entities with knowledge of indicators of risk or possible threats of mass violence in the future.*

4. *Identify available state and local tools and resources for enhancing communication and coordination regarding indicators of risk or possible threats, including, but not limited to, the Department of Law Enforcement Fusion Center or Judicial Inquiry System, and make specific recommendations for using such tools and resources more effectively in the future.*

(4) *The commission has the power to investigate. The commission may delegate to its investigators the authority to administer oaths and affirmations.*

(5) *The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the attendance of witnesses to testify before the commission. The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the production of any books, papers, records, documentary evidence, and other items, including confidential information, relevant to the performance of the duties of the commission or to the exercise of its powers. The chair or any other member of the commission may administer all oaths and affirmations in the manner prescribed by law to witnesses who appear before the commission for the purpose of testifying in any matter of which the commission desires evidence. In the case of a refusal to obey a subpoena, the commission may make application to any circuit court of this state having jurisdiction to order the witness to appear before the commission and to produce evidence, if so ordered, or to give testimony relevant to the matter in question. Failure to obey the order may be punished by the court as contempt.*

(6) *The commission may call upon appropriate agencies of state government for such professional assistance as may be needed in the discharge of its duties, and such agencies shall provide such assistance in a timely manner.*

(7) *Notwithstanding any other law, the commission may request and shall be provided with access to any information or records, including exempt or confidential and exempt information or records, which pertain to the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in Florida being reviewed by the commission and*

which are necessary for the commission to carry out its duties. Information or records obtained by the commission which are otherwise exempt or confidential and exempt shall retain such exempt or confidential and exempt status and the commission may not disclose any such information or records.

(8) *The commission shall submit an initial report on its findings and recommendations to the Governor, President of the Senate, and Speaker of the House of Representatives by January 1, 2019, and may issue reports annually thereafter. The commission shall sunset July 1, 2023, and this section is repealed on that date.*

Section 19. Section 1001.212, Florida Statutes, is created to read:

1001.212 Office of Safe Schools.—*There is created in the Department of Education the Office of Safe Schools. The office is fully accountable to the Commissioner of Education. The office shall serve as a central repository for best practices, training standards, and compliance oversight in all matters regarding school safety and security, including prevention efforts, intervention efforts, and emergency preparedness planning. The office shall:*

(1) *Establish and update as necessary a school security risk assessment tool for use by school districts pursuant to s. 1006.07(6). The office shall make the security risk assessment tool available for use by charter schools.*

(2) *Provide ongoing professional development opportunities to school district personnel.*

(3) *Provide a coordinated and interdisciplinary approach to providing technical assistance and guidance to school districts on safety and security and recommendations to address findings identified pursuant to s. 1006.07(6).*

(4) *Develop and implement a School Safety Specialist Training Program for school safety specialists appointed pursuant to s. 1006.07(6). The office shall develop the training program which shall be based on national and state best practices on school safety and security and must include active shooter training. The office shall develop training modules in traditional or online formats. A school safety specialist certificate of completion shall be awarded to a school safety specialist who satisfactorily completes the training required by rules of the office.*

(5) *Review and provide recommendations on the security risk assessments. The department may contract with security personnel, consulting engineers, architects, or other safety and security experts the department deems necessary for safety and security consultant services.*

(6) *Coordinate with the Department of Law Enforcement to provide a centralized integrated data repository and data analytics resources to improve access to timely, complete and accurate information integrating data from, at a minimum, but not limited to, the following data sources by December 1, 2018:*

(a) *Social Media;*

(b) *Department of Children and Families;*

(c) *Department of Law Enforcement;*

(d) *Department of Juvenile Justice; and*

(e) *Local law enforcement.*

(7) *Data that is exempt or confidential and exempt from public records requirements retains its exempt or confidential and exempt status when incorporated into the centralized integrated data repository.*

(8) *To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, data governance and security shall ensure compliance with all applicable state and federal data privacy requirements through the use of user authorization and role based security, data anonymization and aggregation and auditing capabilities.*

(9) *To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the*

various state and local agencies, each source agency providing data for the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under ch. 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies.

(10) Award grants to schools to improve the safety and security of school buildings based upon recommendations of the security risk assessment developed pursuant to subsection (1).

(11) Disseminate, in consultation with the Department of Law Enforcement, to participating schools awareness and education materials on the School Safety Awareness Program developed pursuant to s. 943.082.

Section 20. Paragraph (a) of subsection (10) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(10) EXCEPTIONS TO LAW.—To encourage innovative practices and facilitate the mission of the lab schools, in addition to the exceptions to law specified in s. 1001.23(2), the following exceptions shall be permitted for lab schools:

(a) The methods and requirements of the following statutes shall be held in abeyance: ss. 316.75; 1001.30; 1001.31; 1001.32; 1001.33; 1001.34; 1001.35; 1001.36; 1001.361; 1001.362; 1001.363; 1001.37; 1001.371; 1001.372; 1001.38; 1001.39; 1001.395; 1001.40; 1001.41; 1001.44; 1001.453; 1001.46; 1001.461; 1001.462; 1001.463; 1001.464; 1001.47; 1001.48; 1001.49; 1001.50; 1001.51; 1006.12(2) ~~1006.12(1)~~; 1006.21(3), (4); 1006.23; 1010.07(2); 1010.40; 1010.41; 1010.42; 1010.43; 1010.44; 1010.45; 1010.46; 1010.47; 1010.48; 1010.49; 1010.50; 1010.51; 1010.52; 1010.53; 1010.54; 1010.55; 1011.02(1)-(3), (5); 1011.04; 1011.20; 1011.21; 1011.22; 1011.23; 1011.71; 1011.72; 1011.73; and 1011.74.

Section 21. Subsection (1) of section 1006.04, Florida Statutes, is amended to read:

1006.04 Educational multiagency services for students with severe emotional disturbance.—

(1)(a) *The multiagency network for students with emotional and behavioral disabilities works with education, mental health, child welfare, and juvenile justice professionals, along with other agencies and families, to provide children with mental illness or emotional and behavioral problems and their families with access to the services and supports they need to succeed. An intensive, integrated educational program; a continuum of mental health treatment services; and, when needed, residential services are necessary to enable students with severe emotional disturbance to develop appropriate behaviors and demonstrate academic and career education skills. The small incidence of severe emotional disturbance in the total school population requires multiagency programs to provide access to appropriate services for all students with severe emotional disturbance.* District school boards should provide educational programs, and state departments and agencies administering children's mental health funds should provide mental health treatment and residential services when needed, *as part of the forming a multiagency network to provide support for students with severe emotional disturbance.*

(b) *The purpose of the multiagency network is to: The program goals for each component of the multiagency network are to*

1. Enable students with severe emotional disturbance to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living; ~~to~~

2. Develop individual programs for students with severe emotional disturbance, including necessary educational, residential, and mental health treatment services; ~~to~~

3. Provide programs and services as close as possible to the student's home in the least restrictive manner consistent with the student's needs; ~~and to~~

4. Integrate a wide range of services necessary to support students with severe emotional disturbance and their families.

(c) *The multiagency network shall:*

1. Support and represent the needs of students in each school district in joint planning with fiscal agents of children's mental health funds, including the expansion of school-based mental health services, transition services, and integrated education and treatment programs.

2. Improve coordination of services for children with or at risk of emotional or behavioral disabilities and their families by assisting multi-agency collaborative initiatives to identify critical issues and barriers of mutual concern and develop local response systems that increase home and school connections and family engagement.

3. Increase parent and youth involvement and development with local systems of care.

4. Facilitate student and family access to effective services and programs for students with and at risk of emotional or behavioral disabilities that include necessary educational, residential, and mental health treatment services, enabling these students to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living.

Section 22. Paragraph (b) of subsection (1), paragraphs (k) through (m) of subsection (2), and subsections (3), (4), and (6) of section 1006.07, Florida Statutes, are amended, and subsections (7) and (8) are added to that section to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(1) CONTROL OF STUDENTS.—

(b) Require each student at the time of initial registration for school in the school district to note previous school expulsions, arrests resulting in a charge, ~~and~~ juvenile justice actions, ~~and referrals to mental health services~~ the student has had, and have the authority as the district school board of a receiving school district to honor the final order of expulsion or dismissal of a student by any in-state or out-of-state public district school board or private school, or lab school, for an act which would have been grounds for expulsion according to the receiving district school board's code of student conduct, in accordance with the following procedures:

1. A final order of expulsion shall be recorded in the records of the receiving school district.

2. The expelled student applying for admission to the receiving school district shall be advised of the final order of expulsion.

3. The district school superintendent of the receiving school district may recommend to the district school board that the final order of expulsion be waived and the student be admitted to the school district, or that the final order of expulsion be honored and the student not be admitted to the school district. If the student is admitted by the district school board, with or without the recommendation of the district school superintendent, the student may be placed in an appropriate educational program *and referred to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate*, at the direction of the district school board.

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(k) Policies to be followed for the assignment of violent or disruptive students to an alternative educational program *or referral of such stu-*

dents to mental health services identified by the school district pursuant to s. 1012.584(4).

(l) Notice that any student who is determined to have brought a firearm or weapon, as defined in chapter 790, to school, to any school function, or onto any school-sponsored transportation, or to have possessed a firearm at school, will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred to mental health services identified by the school district pursuant to s. 1012.584(4) and the criminal justice or juvenile justice system. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if the request for modification is in writing and it is determined to be in the best interest of the student and the school system.

(m) Notice that any student who is determined to have made a threat or false report, as defined by ss. 790.162 and 790.163, respectively, involving school or school personnel's property, school transportation, or a school-sponsored activity will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred for criminal prosecution and mental health services identified by the school district pursuant to s. 1012.584(4) for evaluation or treatment, when appropriate. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if it is determined to be in the best interest of the student and the school system.

(3) **STUDENT CRIME WATCH PROGRAM.**—By resolution of the district school board, implement a student crime watch program to promote responsibility among students and improve school safety. The student crime watch program shall allow students and the community to anonymously relay information concerning unsafe and potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials to assist in the control of criminal behavior within the schools.

(4) **EMERGENCY DRILLS; EMERGENCY PROCEDURES.**—

(a) Formulate and prescribe policies and procedures, in consultation with the appropriate public safety agencies, for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, active shooter and hostage situations, and bomb threats, for all students and faculty at all the public schools of the district comprised of which comprise grades K-12. Drills for active shooter and hostage situations shall be conducted at least as often as other emergency drills. District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. The emergency response policy shall identify the individuals responsible for contacting the primary emergency response agency and the emergency response agency that is responsible for notifying the school district for each type of emergency must be listed in the district's emergency response policy.

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

1. Weapon-use, and hostage, and active shooter situations. The active shooter situation training for each school must engage the participation of the district school safety specialist, threat assessment team members, faculty, staff, and students and must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.

2. Hazardous materials or toxic chemical spills.

3. Weather emergencies, including hurricanes, tornadoes, and severe storms.

4. Exposure as a result of a manmade emergency.

(c) Establish a schedule to test the functionality and coverage capacity of all emergency communication systems and determine if adequate signal strength is available in all areas of the school's campus.

(6) **SAFETY AND SECURITY BEST PRACTICES.**—Each district school superintendent shall establish policies and procedures for the prevention of violence on school grounds, including the assessment of and intervention with individuals whose behavior poses a threat to the safety of the school community.

(a) Each district school superintendent shall designate a school administrator as a school safety specialist for the district. The school safety specialist must earn a certificate of completion of the school safety specialist training provided by the Office of Safe Schools within 1 year after appointment and is responsible for the supervision and oversight for all school safety and security personnel, policies, and procedures in the school district. The school safety specialist shall:

1. Review policies and procedures for compliance with state law and rules.

2. Provide the necessary training and resources to students and school district staff in matters relating to youth mental health awareness and assistance; emergency procedures, including active shooter training; and school safety and security.

3. Serve as the school district liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security.

4. Conduct a school security risk assessment in accordance with s. 1006.1493 at each public school using the school security risk assessment tool developed by the Office of Safe Schools. ~~Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to conduct a self-assessment of the school districts' current safety and security practices.~~ Based on the assessment ~~these self-assessment findings,~~ the district's school safety specialist ~~district school superintendent~~ shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually, each district school board must receive such findings and the school safety specialist's recommendations ~~the self-assessment results~~ at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the ~~report findings and recommendations.~~ Each school safety specialist ~~district school superintendent~~ shall report such findings ~~the self-assessment results~~ and school board action to the Office of Safe Schools ~~commissioner~~ within 30 days after the district school board meeting.

(b) Each school safety specialist shall coordinate with the appropriate public safety agencies, as defined in s. 365.171, that are designated as first responders to a school's campus to conduct a tour of such campus once every 3 years and provide recommendations related to school safety. The recommendations by the public safety agencies must be considered as part of the recommendations by the school safety specialist pursuant to paragraph (a).

(7) **THREAT ASSESSMENT TEAMS.**—Each district school board shall adopt policies for the establishment of threat assessment teams at each school whose duties include the coordination of resources and assessment and intervention with individuals whose behavior may pose a threat to the safety of school staff or students consistent with the model policies developed by the Office of Safe Schools. Such policies shall include procedures for referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate.

(a) A threat assessment team shall include persons with expertise in counseling, instruction, school administration, and law enforcement. The threat assessment teams shall identify members of the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threa-

tening or aberrant behavior that may represent a threat to the community, school, or self.

(b) Upon a preliminary determination that a student poses a threat of violence or physical harm to himself or herself or others, a threat assessment team shall immediately report its determination to the superintendent or his or her designee. The superintendent or his or her designee shall immediately attempt to notify the student's parent or legal guardian. Nothing in this subsection shall preclude school district personnel from acting immediately to address an imminent threat.

(c) Upon a preliminary determination by the threat assessment team that a student poses a threat of violence to himself or herself or others or exhibits significantly disruptive behavior or need for assistance, the threat assessment team may obtain criminal history record information, as provided in s. 985.047. A member of a threat assessment team may not disclose any criminal history record information obtained pursuant to this section or otherwise use any record of an individual beyond the purpose for which such disclosure was made to the threat assessment team.

(d) Notwithstanding any other provision of law, all state and local agencies and programs that provide services to students experiencing or at risk of an emotional disturbance or a mental illness, including the school districts, school personnel, state and local law enforcement agencies, the Department of Juvenile Justice, the Department of Children and Families, the Department of Health, the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Education, the Statewide Guardian Ad Litem Office, and any service or support provider contracting with such agencies, may share with each other records or information that are confidential or exempt from disclosure under chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others. All such state and local agencies and programs shall communicate, collaborate, and coordinate efforts to serve such students.

(e) If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the threat assessment team to engage behavioral health crisis resources. Behavioral health crisis resources, including, but not limited to, mobile crisis teams and school resource officers trained in crisis intervention, shall provide emergency intervention and assessment, make recommendations, and refer the student for appropriate services. Onsite school personnel shall report all such situations and actions taken to the threat assessment team, which shall contact the other agencies involved with the student and any known service providers to share information and coordinate any necessary followup actions.

(f) Each threat assessment team established pursuant to this subsection shall report quantitative data on its activities to the Office of Safe Schools in accordance with guidance from the office.

(8) **SAFETY IN CONSTRUCTION PLANNING.**—A district school board must allow the law enforcement agency or agencies that are designated as first responders to the district's campus and school's campuses to tour such campuses once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board.

Section 23. Subsection (2) of section 1006.08, Florida Statutes, is amended to read:

1006.08 District school superintendent duties relating to student discipline and school safety.—

(2) Notwithstanding the provisions of s. 985.04(7) or any other provision of law to the contrary, the court shall, within 48 hours of the finding, notify the appropriate district school superintendent of the name and address of any student found to have committed a delinquent act, or who has had adjudication of a delinquent act withheld which, if committed by an adult, would be a felony, ~~or the name and address of any student found guilty of a felony, or the name and address of any student the court refers to mental health services.~~ Notification shall include the specific delinquent act found to have been committed or for which adjudication was withheld, or the specific felony for which the student was found guilty.

Section 24. Section 1006.12, Florida Statutes, is amended to read:

~~1006.12 Safe-school school resource officers at each public school and school safety officers.~~—For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district:

(1) ~~District school boards may~~ Establish school resource officer programs, through a cooperative agreement with law enforcement agencies ~~or in accordance with subsection (2).~~

(a) School resource officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal.

(c) Complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. The training shall improve officers' knowledge and skills as first responders to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.

(2) Commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend, and the district school board may appoint, one or more school safety officers.

~~(2)(a)~~ School safety officers shall undergo criminal background checks, drug testing, and a psychological evaluation and be law enforcement officers, as defined in s. 943.10(1), certified under the provisions of chapter 943 and employed by either a law enforcement agency or by the district school board. If the officer is employed by the district school board, the district school board is the employing agency for purposes of chapter 943, and must comply with the provisions of that chapter.

~~(b) A district school board may commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.~~

~~(b)(c)~~ A school safety officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests. A school safety officer has the authority to carry weapons when performing his or her official duties.

~~(c)(d)~~ A district school board may enter into mutual aid agreements with one or more law enforcement agencies as provided in chapter 23. A school safety officer's salary may be paid jointly by the district school board and the law enforcement agency, as mutually agreed to.

Section 25. Subsection (1), paragraph (c) of subsection (4), and subsection (8) of section 1006.13, Florida Statutes, are amended, and paragraph (f) is added to subsection (2) of that section, to read:

1006.13 Policy of zero tolerance for crime and victimization.—

(1) ~~District school boards shall~~ It is the intent of the Legislature to promote a safe and supportive learning environment in schools by protecting, to protect students and staff from conduct that poses a serious threat to school safety. A threat assessment team may, and to en-

~~courage schools to use alternatives to expulsion or referral to law enforcement agencies to address by addressing disruptive behavior through restitution, civil citation, teen court, neighborhood restorative justice, or similar programs. Zero-tolerance policies may are not intended to be rigorously applied to petty acts of misconduct and misdemeanors, including, but not limited to, minor fights or disturbances. Zero-tolerance policies~~ The Legislature finds that zero-tolerance policies must apply equally to all students regardless of their economic status, race, or disability.

(2) Each district school board shall adopt a policy of zero tolerance that:

(f) Requires the threat assessment team to consult with law enforcement when a student exhibits a pattern of behavior, based upon previous acts or the severity of an act, that would pose a threat to school safety.

(4)

(c) Zero-tolerance policies do not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency, including, but not limited to, disorderly conduct, ~~disrupting a school function~~, simple assault or battery, affray, theft of less than \$300, trespassing, and vandalism of less than \$1,000. However, if a student commits more than one misdemeanor, the threat assessment team must consult with law enforcement to determine if the act should be reported to law enforcement.

(8) A threat assessment team may ~~School districts are encouraged to~~ use alternatives to expulsion or referral to law enforcement agencies unless the use of such alternatives will pose a threat to school safety.

Section 26. Section 1006.1493, Florida Statutes, is created to read:

1006.1493 Florida Safe Schools Assessment Tool.—

(1) The department through the Office of Safe Schools pursuant s. 1001.212 shall contract with a security consulting firm that specializes in the development of risk assessment software solutions and has experience in conducting security assessments of public facilities to develop, update, and implement a risk assessment tool, which shall be known as the Florida Safe Schools Assessment Tool (FSSAT). The FSSAT must be used by school officials at each school district and public school site in the state in conducting security assessments for use by school officials at each school district and public school site in the state.

(2) The FSSAT must help school officials identify threats, vulnerabilities, and appropriate safety controls for the schools that they supervise, pursuant to the security risk assessment requirements of s. 1006.07(6).

(a) At a minimum, the FSSAT must address all of the following components:

1. School emergency and crisis preparedness planning;
2. Security, crime, and violence prevention policies and procedures;
3. Physical security measures;
4. Professional development training needs;
5. An examination of support service roles in school safety, security, and emergency planning;
6. School security and school police staffing, operational practices, and related services;
7. School and community collaboration on school safety; and
8. A return on investment analysis of the recommended physical security controls.

(b) The department shall require by contract that the security consulting firm:

1. Generate written automated reports on assessment findings for review by the department and school and district officials;

2. Provide training to the department and school officials in the use of the FSSAT and other areas of importance identified by the department; and

3. Advise in the development and implementation of templates, formats, guidance, and other resources necessary to facilitate the implementation of this section at state, district, school, and local levels.

(3) By December 1, 2018, and annually by that date thereafter, the department must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status of implementation across school districts and schools. The report must include a summary of the positive school safety measures in place at the time of the assessment and any recommendations for policy changes or funding needed to facilitate continued school safety planning, improvement, and response at the state, district, or school levels.

(4) In accordance with ss. 119.071(3)(a) and 281.301, data and information related to security risk assessments administered pursuant to this section and s. 1006.07(6) and the security information contained in the annual report required pursuant to subsection (3) are confidential and exempt from public records requirements.

Section 27. Subsection (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (17) and (18), respectively, paragraph (a) of subsection (4), paragraph (b) of subsection (6), subsection (14), and subsection (15) of that section are amended, and a new subsection (16) is added to that section, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) Estimated taxable value calculations.—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (17)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(6) CATEGORICAL FUNDS.—

(b) If a district school board finds and declares in a resolution adopted at a regular meeting of the school board that the funds received for any of the following categorical appropriations are urgently needed to maintain school board specified academic classroom instruction or improve school safety, the school board may consider and approve an amendment to the school district operating budget transferring the identified amount of the categorical funds to the appropriate account for expenditure:

1. Funds for student transportation.

~~2. Funds for safe schools.~~

~~2.3.~~ Funds for supplemental academic instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (1)(f).

~~3.4.~~ Funds for research-based reading instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (9)(a).

~~4.5.~~ Funds for instructional materials if all instructional material purchases necessary to provide updated materials that are aligned with applicable state standards and course descriptions and that meet statutory requirements of content and learning have been completed for that fiscal year, but no sooner than March 1. Funds available after March 1 may be used to purchase hardware for student instruction.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with s. 1006.07 ~~ss. 1006.07-1006.148~~, with priority given to implementing the district's establishing a school resource officer program pursuant to s. 1006.12. Each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act. Of the remaining balance of the safe schools allocation, two-thirds shall be allocated to school districts based on the most recent official Florida Crime Index provided by the Department of Law Enforcement and one-third shall be allocated based on each school dis-

trict's proportionate share of the state's total unweighted full-time equivalent student enrollment. *Any additional funds appropriated to this allocation in the 2018-2019 fiscal year to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for employing or contracting for school resource officers, which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year.*

(16) MENTAL HEALTH ASSISTANCE ALLOCATION.—*The mental health assistance allocation is created to provide funding to assist school districts in establishing or expanding school-based mental health care. These funds shall be allocated annually in the General Appropriations Act or other law to each eligible school district. Each school district shall receive a minimum of \$100,000 with the remaining balance allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Eligible charter schools are entitled to a proportionate share of district funding. At least 90 percent of a district's allocation must be expended on the elements specified in subparagraphs (b)1. and 2. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses. School districts are encouraged to maximize third party health insurance benefits and Medicaid claiming for services, where appropriate.*

(a) *Before the distribution of the allocation:*

1. *The school district must develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.*

2. *A charter school must develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.*

(b) *The plans required under paragraph (a) must be focused on delivering evidence-based mental health care treatment to children and include the following elements:*

1. *Provision of mental health assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and students at high risk of such diagnoses.*

2. *Coordination of such services with a student's primary care provider and with other mental health providers involved in the student's care.*

3. *Direct employment of such service providers, or a contract-based collaborative effort or partnership with one or more local community mental health programs, agencies, or providers.*

(c) *School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.*

(d) *Beginning September 30, 2019, and annually by September 30 thereafter, each school district shall submit to the Department of Education a report on its program outcomes and expenditures for the previous fiscal year that, at a minimum, must include the number of each of the following:*

1. *Students who receive screenings or assessments.*

2. *Students who are referred for services or assistance.*

3. *Students who receive services or assistance.*

4. *Direct employment service providers employed by each school district.*

5. *Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.*

Section 28. Section 1012.584, Florida Statutes, is created to read:

1012.584 Continuing education and inservice training for youth mental health awareness and assistance.—

(1) *Beginning with the 2018-2019 school year, the Department of Education shall establish an evidence-based youth mental health awareness and assistance training program to help school personnel identify and understand the signs of emotional disturbance, mental illness, and substance use disorders and provide such personnel with the skills to help a person who is developing or experiencing an emotional disturbance, mental health, or substance use problem.*

(2) *The Department of Education shall select a national authority on youth mental health awareness and assistance to facilitate providing youth mental health awareness and assistance training, using a trainer certification model, to all school personnel in elementary, middle, and high schools. Each school safety specialist shall earn, or designate one or more individuals to earn, certification as a youth mental health awareness and assistance trainer. The school safety specialist shall ensure that all school personnel within his or her school district receive youth mental health awareness and assistance training.*

(3) *The training program shall include, but is not limited to:*

(a) *An overview of mental illnesses and substance use disorders and the need to reduce the stigma of mental illness.*

(b) *Information on the potential risk factors and warning signs of emotional disturbance, mental illness, or substance use disorders, including, but not limited to, depression, anxiety, psychosis, eating disorders, and self-injury, as well as common treatments for those conditions and how to assess those risks.*

(c) *Information on how to engage at-risk students with the skills, resources, and knowledge required to assess the situation, and how to identify and encourage the student to use appropriate professional help and other support strategies, including, but not limited to, peer, social, or self-help care.*

(4) *Each school district shall notify all school personnel who have received training pursuant to this section of mental health services that are available in the school district, and the individual to contact if a student needs services. The term "mental health services" includes, but is not limited to, community mental health services, health care providers, and services provided under ss. 1006.04 and 1011.62(17).*

Section 29. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, subsection (2) of section 397.6760, Florida Statutes, is reenacted to read:

397.6760 Court records; confidentiality.—

(2) This section does not preclude the clerk of the court from submitting the information required by s. 790.065 to the Department of Law Enforcement.

Section 30. For the purpose of incorporating the amendment made by this act to section 790.065, Florida Statutes, in a reference thereto, paragraph (e) of subsection (3) of section 790.335, Florida Statutes, is reenacted to read:

790.335 Prohibition of registration of firearms; electronic records.—

(3) EXCEPTIONS.—The provisions of this section shall not apply to:

(e)1. Records kept pursuant to the recordkeeping provisions of s. 790.065; however, nothing in this section shall be construed to authorize the public release or inspection of records that are made confidential and exempt from the provisions of s. 119.07(1) by s. 790.065(4)(a).

2. Nothing in this paragraph shall be construed to allow the maintaining of records containing the names of purchasers or transferees who receive unique approval numbers or the maintaining of records of firearm transactions.

Section 31. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, subsection (1) of section 794.056, Florida Statutes, is reenacted to read:

794.056 Rape Crisis Program Trust Fund.—

(1) The Rape Crisis Program Trust Fund is created within the Department of Health for the purpose of providing funds for rape crisis

centers in this state. Trust fund moneys shall be used exclusively for the purpose of providing services for victims of sexual assault. Funds credited to the trust fund consist of those funds collected as an additional court assessment in each case in which a defendant pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, an offense provided in s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1). Funds credited to the trust fund also shall include revenues provided by law, moneys appropriated by the Legislature, and grants from public or private entities.

Section 32. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, section 938.085, Florida Statutes, is reenacted to read:

938.085 Additional cost to fund rape crisis centers.—In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1), the court shall impose a surcharge of \$151. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision. The sum of \$150 of the surcharge shall be deposited into the Rape Crisis Program Trust Fund established within the Department of Health by chapter 2003-140, Laws of Florida. The clerk of the court shall retain \$1 of each surcharge that the clerk of the court collects as a service charge of the clerk's office.

Section 33. For the 2018-2019 fiscal year, the sum of \$69,237,286 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program to fund the mental health assistance allocation created pursuant to s. 1011.62(16), Florida Statutes.

Section 34. For the 2018-2019 fiscal year, the sums of \$500,000 in recurring funds and \$6,200,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education to implement the youth mental health awareness and assistance training as directed pursuant to s. 1012.584, Florida Statutes.

Section 35. For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education for the design and construction of a memorial honoring those who lost their lives on February 14, 2018, at Marjory Stoneman Douglas High School in Broward County. The department shall collaborate with the students and faculty of Marjory Stoneman Douglas High School, the families of the victims, the Broward County School District, and other relevant entities of the Parkland community on the design and placement of the memorial.

Section 36. For the 2018-2019 fiscal year, the sum of \$25,262,714 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education combined with an equal amount of local matching funds for the purpose of replacing Building 12, as listed in the Florida Inventory of School Houses, at Marjory Stoneman Douglas High School in Broward County.

And the title is amended as follows:

Delete lines 2379-2598 and insert: Department of Education; amending s. 121.091, F.S.; authorizing certain retired law enforcement officers to be reemployed as school resource officers after meeting specified termination requirements; authorizing such retired law enforcement officers to receive compensation and retirement benefits after a specified period; providing that such retired law enforcement officers

may not renew membership in the Florida Retirement System, except as otherwise provided; amending s. 394.463, F.S.; requiring when practicable that a law enforcement officer with certain training be assigned to serve and execute certain ex parte orders; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; providing exceptions; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; amending s. 394.495, F.S.; requiring the Department of Children and Families to contract for community action treatment teams throughout the state with the managing entities; specifying requirements for community action treatment teams; subject to legislative appropriation, requiring the department to contract for additional teams to ensure statewide availability of services; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.222, F.S.; defining the term "bump-fire stock"; prohibiting specified acts relating to the sale and possession of bump-fire stocks; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring a clerk of the court to forward a copy of a risk protection order to the appropriate law enforcement agency within a specified timeframe; requiring the law enforcement agency to enter the order into the Florida Crime Information Center and the National Crime Information Center systems; requiring that the order be maintained in the systems for a specified period and prohibiting a law enforcement from removing an order from the systems which has not ended or been vacated; providing that entry of an order into the systems constitutes notice to law enforcement agencies; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture

and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from making a false statement under oath; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; amending s. 836.10, F.S.; prohibiting a person from making, posting, or transmitting a threat to conduct a mass shooting or an act of terrorism in a writing or other record in any manner that would allow another person to view the threat; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1001.212, F.S.; creating the Office of Safe Schools within the Department of Education; providing duties of the office; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1006.04, F.S.; revising the purpose and duties of the educational multiagency network for students with emotional and behavioral disabilities; amending s. 1006.07, F.S.; revising district school board duties relating to student discipline and school safety; requiring students to note referrals to mental health services upon initial registration for school within a school district; authorizing a district school board to refer a student to certain mental health services under certain circumstances; revising the code of student conduct relating to the referral of certain students to certain mental health services and law enforcement; providing requirements for student crime watch programs; revising the policies and procedures for emergency drills to include drills for active shooter and hostage situations; providing requirements for such drills; revising requirements for the emergency response policy; requiring model emergency management and emergency preparedness procedures for active shooter situations; requiring school districts to establish a schedule to test emergency communication systems; requiring district school superintendents to establish certain policies and procedures relating to the prevention of violence on school grounds and designate a school safety specialist for the school district; providing requirements and duties for school safety specialists; providing school safety specialist requirements relating to the required school security risk assessments; requiring each district school board to establish a threat assessment team at each school within the district; providing requirements and duties for threat assessment teams; authorizing a threat assessment team to obtain certain criminal history record information under certain circumstances; prohibiting a member of a threat assessment team from disclosing or using such information except for a specified purpose; authorizing certain entities to share specified confidential information and records relating to students for specified purposes; authorizing school personnel to address an immediate mental health or substance abuse crisis; providing requirements for addressing such situations; providing threat assessment team reporting requirements; amending s. 1006.08, F.S.; requiring a district school superintendent to be notified by the court of a student referred to mental health services; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations;

Amendment 1X (916186) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Effective January 1, 2019, section 790.30, Florida Statutes, is created to read:

790.30 Large-capacity magazines.—

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

(a) “Large-capacity magazine” means any ammunition feeding device with the capacity to accept more than 10 rounds, or any conversion kit, part, or combination of parts from which such a device can be assembled if those parts are in the possession or under the control of the same person, but does not include any of the following:

1. A feeding device that has been permanently altered so that it cannot accommodate more than 7 rounds;
2. A .22 caliber tube ammunition feeding device; or
3. A tubular magazine that is contained in a lever-action firearm.

(b) “Licensed gun dealer” means a person who has a federal firearms license.

(2) SALE OR TRANSFER.—

(a) A person may not import into the state or, within this state, distribute, transport, sell, keep for sale, offer or expose for sale, or give a large-capacity magazine. Except as provided in paragraph (b), any person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, with a mandatory minimum term of imprisonment of 2 years.

(b) A person may not transfer, sell, or give a large-capacity magazine to a person under 18 years of age. Any person who violates this paragraph commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, with a mandatory minimum term of imprisonment of 6 years.

(c) Paragraph (a) does not apply to:

1. The sale of large-capacity magazines to the Department of Law Enforcement, to a law enforcement agency as defined in s. 934.02, to the Department of Corrections, or to the military, air, or naval forces of this state or the United States for use in the discharge of their official duties.

2. A person who is the executor or administrator of an estate that includes a large-capacity magazine for which a certificate of possession has been issued under subsection (4) which is disposed of as authorized by the probate court, if the disposition is otherwise authorized under this section.

3. The transfer by bequest or intestate succession of a large-capacity magazine for which a certificate of possession has been issued under subsection (4).

(3) POSSESSION.—

(a) Except as provided in subsection (5) or otherwise provided in this section or authorized by any other law, a person may not, within this state, possess a large-capacity magazine. Any person who violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, with a mandatory minimum term of imprisonment of 1 year.

(b) Paragraph (a) does not apply to the possession of a large-capacity magazine by a member or employee of the Department of Law Enforcement, a law enforcement agency as defined in s. 934.02, the Department of Corrections, or the military, air, or naval forces of this state or of the United States for use in the discharge of his or her official duties; nor does this section prohibit the possession or use of a large-capacity magazine by a sworn member of one of these agencies when on duty and the use is within the scope of his or her duties.

(c) Paragraph (a) does not apply to the possession of a large-capacity magazine by any person before July 1, 2019, if all of the following are applicable:

1. The person is eligible to apply for a certificate of possession for the large-capacity magazine by July 1, 2019;

2. The person lawfully possessed the large-capacity magazine before October 1, 2018; and

3. The person is otherwise in compliance with this section and the applicable requirements of this chapter for possession of a firearm.

(d) Paragraph (a) does not apply to a person who is the executor or administrator of an estate that includes a large-capacity magazine for which a certificate of possession has been issued under subsection (4), if the large-capacity magazine is possessed at a place set forth in subparagraph (4)(c)1. or as authorized by the probate court.

(4) CERTIFICATE OF POSSESSION.—

(a) Any person who lawfully possesses a large-capacity magazine before October 1, 2018, shall apply by October 1, 2019, or, if such person is a member of the military or naval forces of this state or of the United States and cannot apply by October 1, 2019, because he or she is or was on official duty outside this state, shall apply within 90 days after returning to the state, to the Department of Law Enforcement for a certificate of possession with respect to such large-capacity magazine. The certificate must contain a description of the large-capacity magazine which identifies the large-capacity magazine uniquely, including all identification marks; the full name, address, date of birth, and thumbprint of the owner; and any other information as the department may deem appropriate. The department shall adopt rules no later than January 1, 2019, to establish procedures with respect to the application for, and issuance of, certificates of possession under this section.

(b)1. A large-capacity magazine lawfully possessed in accordance with this section may not be sold or transferred on or after January 1, 2019, to any person within this state other than to a licensed gun dealer, as provided in subsection (5), or by a bequest or intestate succession.

2. A person who obtains title to a large-capacity magazine for which a certificate of possession has been issued under this subsection shall, within 90 days after obtaining title, apply to the Department of Law Enforcement for a certificate of possession, render the large-capacity magazine permanently inoperable, sell the large-capacity magazine to a licensed gun dealer, or remove the large-capacity magazine from the state.

3. A person who moves into the state and who is in lawful possession of a large-capacity magazine, shall, within 90 days, either render the large-capacity magazine permanently inoperable, sell the large-capacity magazine to a licensed gun dealer, or remove the large-capacity magazine from this state, unless the person is a member of the military, air, or naval forces of this state or of the United States, is in lawful possession of a large-capacity magazine, and has been transferred into the state after October 1, 2019.

(c) A person who has been issued a certificate of possession for a large-capacity magazine under this subsection may possess it only if the person is:

1. At the residence, the place of business, or any other property owned by that person, or on a property owned by another person with the owner's express permission;

2. On the premises of a target range of a public or private club or organization organized for the purpose of practicing shooting at targets;

3. On a target range that holds a regulatory or business license for the purpose of practicing shooting at that target range;

4. On the premises of a licensed shooting club;

5. Attending an exhibition, display, or educational project on firearms which is sponsored by, conducted under the auspices of, or approved by a law enforcement agency or a nationally or state-recognized entity that fosters proficiency in, or promotes education about, firearms; or

6. Transporting the large-capacity magazine between any of the places mentioned in this paragraph, or from or to any licensed gun dealer for servicing or repair pursuant to paragraph (7)(b), provided the large-capacity magazine is transported as required by subsection (7).

(5) **CERTIFICATE OF TRANSFER.**—If an owner of a large-capacity magazine sells or transfers the magazine to a licensed gun dealer, he or she shall, at the time of delivery of the magazine, execute a certificate of transfer and cause the certificate to be mailed or delivered to the Department of Law Enforcement. The certificate must contain:

- (a) The date of sale or transfer.
- (b) The name and address of the seller or transferor and the licensed gun dealer and their social security numbers or driver license numbers.
- (c) The licensed gun dealer's federal firearms license number.
- (d) Any other information the Department of Law Enforcement prescribes.

The licensed gun dealer shall present his or her driver license or social security card and federal firearms license to the seller or transferor for inspection at the time of purchase or transfer. The Department of Law Enforcement shall maintain a file of all certificates of transfer at its headquarters.

(6) **RELINQUISHMENT.**—An individual may arrange in advance to relinquish a large-capacity magazine to a law enforcement agency as defined in s. 934.02 or the Department of Law Enforcement. The large-capacity magazine shall be transported in accordance with subsection (7).

(7) **TRANSPORTATION.**—

(a) A licensed gun dealer who lawfully purchases for resale a large-capacity magazine under this section may transport the large-capacity magazine between licensed gun dealers or out of this state, but a person may not carry a large-capacity magazine concealed from public view, unless such large-capacity magazine is kept in the trunk of such vehicle or in a case or other container that is inaccessible to the operator of or any passenger in such vehicle. Any person who violates this paragraph commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Any licensed gun dealer may display the large-capacity magazine at any gun show or sell it to a resident outside this state.

(b) Any licensed gun dealer may transfer possession of any large-capacity magazine received pursuant to paragraph (a) to a gunsmith for purposes of accomplishing service or repair of the same. Transfers are permissible only to a gunsmith who is:

- 1. In the licensed gun dealer's employ; or
- 2. Contracted by the licensed gun dealer for gunsmithing services, provided the gunsmith holds a dealer's license issued pursuant to chapter 44 of Title 18 the United States Code, 18 U.S.C. ss. 921 et seq., and the regulations issued pursuant thereto.

(8) **CIRCUMSTANCES IN WHICH MANUFACTURE OR TRANSPORTATION NOT PROHIBITED.**—This section does not prohibit any person, firm, or corporation engaged in the business of manufacturing large-capacity magazines in this state from manufacturing or transporting large-capacity magazines in this state for sale within this state in accordance with subparagraph (2)(c)1. or for sale outside this state.

(9) **EXCEPTION.**—This section does not apply to any magazine modified to render it permanently inoperable.

Section 14. Effective January 1, 2019, paragraph (a) of subsection (3) of section 775.087, Florida Statutes, is amended to read:

775.087 Possession or use of weapon; aggravated battery; felony reclassification; minimum sentence.—

(3)(a)1. Any person who is convicted of a felony or an attempt to commit a felony, regardless of whether the use of a firearm is an element of the felony, and the conviction was for:

- a. Murder;
- b. Sexual battery;
- c. Robbery;

- d. Burglary;
- e. Arson;
- f. Aggravated battery;
- g. Kidnapping;
- h. Escape;
- i. Sale, manufacture, delivery, or intent to sell, manufacture, or deliver any controlled substance;
- j. Aircraft piracy;
- k. Aggravated child abuse;
- l. Aggravated abuse of an elderly person or disabled adult;
- m. Unlawful throwing, placing, or discharging of a destructive device or bomb;
- n. Carjacking;
- o. Home-invasion robbery;
- p. Aggravated stalking; or

q. Trafficking in cannabis, trafficking in cocaine, capital importation of cocaine, trafficking in illegal drugs, capital importation of illegal drugs, trafficking in phencyclidine, capital importation of phencyclidine, trafficking in methaqualone, capital importation of methaqualone, trafficking in amphetamine, capital importation of amphetamine, trafficking in flunitrazepam, trafficking in gamma-hydroxybutyric acid (GHB), trafficking in 1,4-Butanediol, trafficking in Phenethylamines, or other violation of s. 893.135(1);

and during the commission of the offense, such person possessed a semiautomatic firearm and its high-capacity detachable box magazine, or a large-capacity magazine as defined in s. 790.30, or a machine gun as defined in s. 790.001, shall be sentenced to a minimum term of imprisonment of 15 years.

2. Any person who is convicted of a felony or an attempt to commit a felony listed in subparagraph (a)1., regardless of whether the use of a weapon is an element of the felony, and during the course of the commission of the felony such person discharged a semiautomatic firearm and its high-capacity box magazine, or a large-capacity magazine as defined in s. 790.30, or a "machine gun" as defined in s. 790.001 shall be sentenced to a minimum term of imprisonment of 20 years.

3. Any person who is convicted of a felony or an attempt to commit a felony listed in subparagraph (a)1., regardless of whether the use of a weapon is an element of the felony, and during the course of the commission of the felony such person discharged a semiautomatic firearm and its high-capacity box magazine, or a large-capacity magazine as defined in s. 790.30, or a "machine gun" as defined in s. 790.001 and, as the result of the discharge, death or great bodily harm was inflicted upon any person, the convicted person shall be sentenced to a minimum term of imprisonment of not less than 25 years and not more than a term of imprisonment of life in prison.

Section 15. For the purpose of incorporating the amendment made by this act to section 775.087, Florida Statutes, in a reference thereto, section 27.366, Florida Statutes, is reenacted to read:

27.366 Legislative intent and policy in cases meeting criteria of s. 775.087(2) and (3).—It is the intent of the Legislature that convicted criminal offenders who meet the criteria in s. 775.087(2) and (3) be sentenced to the minimum mandatory prison terms provided therein. It is the intent of the Legislature to establish zero tolerance of criminals who use, threaten to use, or avail themselves of firearms in order to commit crimes and thereby demonstrate their lack of value for human life. It is also the intent of the Legislature that prosecutors should appropriately exercise their discretion in those cases in which the offenders' possession of the firearm is incidental to the commission of a crime and not used in furtherance of the crime, used in order to commit the crime, or used in preparation to commit the crime. For every case in which the offender meets the criteria in this act and does not receive the

mandatory minimum prison sentence, the state attorney must explain the sentencing deviation in writing and place such explanation in the case file maintained by the state attorney.

Section 16. For the purpose of incorporating the amendment made by this act to section 775.087, Florida Statutes, in a reference thereto, paragraph (b) of subsection (1) of section 921.0024, Florida Statutes, is reenacted to read:

921.0024 Criminal Punishment Code; worksheet computations; scoresheets.—

(1)

(b) WORKSHEET KEY:

Legal status points are assessed when any form of legal status existed at the time the offender committed an offense before the court for sentencing. Four (4) sentence points are assessed for an offender's legal status.

Community sanction violation points are assessed when a community sanction violation is before the court for sentencing. Six (6) sentence points are assessed for each community sanction violation and each successive community sanction violation, unless any of the following apply:

1. If the community sanction violation includes a new felony conviction before the sentencing court, twelve (12) community sanction violation points are assessed for the violation, and for each successive community sanction violation involving a new felony conviction.

2. If the community sanction violation is committed by a violent felony offender of special concern as defined in s. 948.06:

a. Twelve (12) community sanction violation points are assessed for the violation and for each successive violation of felony probation or community control where:

I. The violation does not include a new felony conviction; and

II. The community sanction violation is not based solely on the probationer or offender's failure to pay costs or fines or make restitution payments.

b. Twenty-four (24) community sanction violation points are assessed for the violation and for each successive violation of felony probation or community control where the violation includes a new felony conviction.

Multiple counts of community sanction violations before the sentencing court shall not be a basis for multiplying the assessment of community sanction violation points.

Prior serious felony points: If the offender has a primary offense or any additional offense ranked in level 8, level 9, or level 10, and one or more prior serious felonies, a single assessment of thirty (30) points shall be added. For purposes of this section, a prior serious felony is an offense in the offender's prior record that is ranked in level 8, level 9, or level 10 under s. 921.0022 or s. 921.0023 and for which the offender is serving a sentence of confinement, supervision, or other sanction or for which the offender's date of release from confinement, supervision, or other sanction, whichever is later, is within 3 years before the date the primary offense or any additional offense was committed.

Prior capital felony points: If the offender has one or more prior capital felonies in the offender's criminal record, points shall be added to the subtotal sentence points of the offender equal to twice the number of points the offender receives for the primary offense and any additional offense. A prior capital felony in the offender's criminal record is a previous capital felony offense for which the offender has entered a plea of *nolo contendere* or guilty or has been found guilty; or a felony in another jurisdiction which is a capital felony in that jurisdiction, or would be a capital felony if the offense were committed in this state.

Possession of a firearm, semiautomatic firearm, or machine gun: If the offender is convicted of committing or attempting to commit any felony other than those enumerated in s. 775.087(2) while having in his or her possession: a firearm as defined in s. 790.001(6), an additional eighteen

(18) sentence points are assessed; or if the offender is convicted of committing or attempting to commit any felony other than those enumerated in s. 775.087(3) while having in his or her possession a semiautomatic firearm as defined in s. 775.087(3) or a machine gun as defined in s. 790.001(9), an additional twenty-five (25) sentence points are assessed.

Sentencing multipliers:

Drug trafficking: If the primary offense is drug trafficking under s. 893.135, the subtotal sentence points are multiplied, at the discretion of the court, for a level 7 or level 8 offense, by 1.5. The state attorney may move the sentencing court to reduce or suspend the sentence of a person convicted of a level 7 or level 8 offense, if the offender provides substantial assistance as described in s. 893.135(4).

Law enforcement protection: If the primary offense is a violation of the Law Enforcement Protection Act under s. 775.0823(2), (3), or (4), the subtotal sentence points are multiplied by 2.5. If the primary offense is a violation of s. 775.0823(5), (6), (7), (8), or (9), the subtotal sentence points are multiplied by 2.0. If the primary offense is a violation of s. 784.07(3) or s. 775.0875(1), or of the Law Enforcement Protection Act under s. 775.0823(10) or (11), the subtotal sentence points are multiplied by 1.5.

Grand theft of a motor vehicle: If the primary offense is grand theft of the third degree involving a motor vehicle and in the offender's prior record, there are three or more grand thefts of the third degree involving a motor vehicle, the subtotal sentence points are multiplied by 1.5.

Offense related to a criminal gang: If the offender is convicted of the primary offense and committed that offense for the purpose of benefiting, promoting, or furthering the interests of a criminal gang as defined in s. 874.03, the subtotal sentence points are multiplied by 1.5. If applying the multiplier results in the lowest permissible sentence exceeding the statutory maximum sentence for the primary offense under chapter 775, the court may not apply the multiplier and must sentence the defendant to the statutory maximum sentence.

Domestic violence in the presence of a child: If the offender is convicted of the primary offense and the primary offense is a crime of domestic violence, as defined in s. 741.28, which was committed in the presence of a child under 16 years of age who is a family or household member as defined in s. 741.28(3) with the victim or perpetrator, the subtotal sentence points are multiplied by 1.5.

Adult-on-minor sex offense: If the offender was 18 years of age or older and the victim was younger than 18 years of age at the time the offender committed the primary offense, and if the primary offense was an offense committed on or after October 1, 2014, and is a violation of s. 787.01(2) or s. 787.02(2), if the violation involved a victim who was a minor and, in the course of committing that violation, the defendant committed a sexual battery under chapter 794 or a lewd act under s. 800.04 or s. 847.0135(5) against the minor; s. 787.01(3)(a)2. or 3.; s. 787.02(3)(a)2. or 3.; s. 794.011, excluding s. 794.011(10); s. 800.04; or s. 847.0135(5), the subtotal sentence points are multiplied by 2.0. If applying the multiplier results in the lowest permissible sentence exceeding the statutory maximum sentence for the primary offense under chapter 775, the court may not apply the multiplier and must sentence the defendant to the statutory maximum sentence.

Section 17. For the purpose of incorporating the amendment made by this act to section 775.087, Florida Statutes, in a reference thereto, paragraph (b) of subsection (3) of section 947.146, Florida Statutes, is reenacted to read:

947.146 Control Release Authority.—

(3) Within 120 days prior to the date the state correctional system is projected pursuant to s. 216.136 to exceed 99 percent of total capacity, the authority shall determine eligibility for and establish a control release date for an appropriate number of parole ineligible inmates committed to the department and incarcerated within the state who have been determined by the authority to be eligible for discretionary early release pursuant to this section. In establishing control release dates, it is the intent of the Legislature that the authority prioritize consideration of eligible inmates closest to their tentative release date. The authority shall rely upon commitment data on the offender in-

formation system maintained by the department to initially identify inmates who are to be reviewed for control release consideration. The authority may use a method of objective risk assessment in determining if an eligible inmate should be released. Such assessment shall be a part of the department's management information system. However, the authority shall have sole responsibility for determining control release eligibility, establishing a control release date, and effectuating the release of a sufficient number of inmates to maintain the inmate population between 99 percent and 100 percent of total capacity. Inmates who are ineligible for control release are inmates who are parole eligible or inmates who:

(b) Are serving the mandatory minimum portion of a sentence enhanced under s. 775.087(2) or (3), or s. 784.07(3);

In making control release eligibility determinations under this subsection, the authority may rely on any document leading to or generated during the course of the criminal proceedings, including, but not limited to, any presentence or postsentence investigation or any information contained in arrest reports relating to circumstances of the offense.

And the title is amended as follows:

Delete line 2452 and insert: criminal penalties; creating s. 790.30, F.S.; defining terms; prohibiting the sale or transfer of a large-capacity magazine; providing criminal penalties; providing exceptions to the prohibition; prohibiting possession of a large-capacity magazine; providing criminal penalties; providing exceptions to the prohibition; requiring a person who lawfully possessed such a magazine before a specified date to obtain a certificate of possession; providing requirements for the certificate; requiring the Department of Law Enforcement to adopt rules by a certain date; limiting transfers of large-capacity magazines represented by such certificates as of a specified date; providing conditions for continued possession of such magazines; requiring certificates of transfer for the sale or transfer of such magazines; requiring that the department maintain records of such sales or transfers; providing for relinquishment of large-capacity magazines to law enforcement agencies or the department; providing requirements for transportation of large-capacity magazines; providing criminal penalties for violations; specifying circumstances in which the manufacture or transportation of large-capacity magazines is not prohibited; exempting permanently inoperable magazines from all such provisions; amending s. 775.087, F.S.; providing enhanced criminal penalties for certain offenses committed by persons with a large-capacity magazine; reenacting ss. 27.366, 921.0024(1)(b), and 947.146(3)(b), F.S., relating to legislative intent and policy in certain cases, the Criminal Punishment Code worksheet key, and the Control Release Authority, respectively, to incorporate the amendment made to s. 775.087, F.S., in references thereto; providing legislative intent;

The vote was:

Yeas—15

Book	Gibson	Rouson
Bracy	Montfort	Stewart
Braynon	Powell	Taddeo
Campbell	Rader	Thurston
Farmer	Rodriguez	Torres

Nays—23

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hukill	Stargel
Brandes	Hutson	Steube
Broxson	Lee	Young
Flores	Mayfield	

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

Senator Bracy moved the following amendment to **Amendment 1 (234288)** which was adopted:

Amendment 1Y (462918)—Between lines 73 and 74 insert:

6. *Successfully complete at least 12 hours of a certified nationally recognized diversity training program.*

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

Senator Stewart moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1Z (700758) (with title amendment)—Between lines 437 and 438 insert:

Section 13. Section 790.30, Florida Statutes, is created to read:

Section 790.30 Definitions.—As used in this section, the term:

(1) *“Assault weapon” means:*

(a) *A selective-fire firearm capable of fully automatic or burst fire at the option of the user.*

(b) *A part or combination of parts that convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.*

(c) *A firearm not listed in this subsection which meets the criteria of one of the following subparagraphs:*

1. *A semiautomatic rifle that has an ability to accept a detachable magazine and that has one or more of the following:*

a. *A pistol grip that protrudes conspicuously beneath the action of the weapon or any feature functioning as a protruding grip that can be held by the nontrigger hand, or a thumbhole stock.*

b. *A bayonet mount.*

c. *A flash suppressor or threaded barrel designed to accommodate a flash suppressor.*

d. *A grenade launcher.*

e. *A shroud that is attached to the barrel, or that partially or completely encircles the barrel and allows the bearer to hold the firearm with the nontrigger hand without being burned, but excluding a slide that encloses the barrel.*

2. *A semiautomatic pistol that has an ability to accept a detachable magazine and that has one or more of the following:*

a. *The capacity to accept an ammunition magazine that attaches to the pistol at any location outside the pistol grip.*

b. *A threaded barrel capable of accepting a barrel extender, flash suppressor, forward handgrip, or silencer.*

c. *A slide that encloses the barrel and that allows the shooter to hold the firearm with the nontrigger hand without being burned.*

d. *A semiautomatic version of an automatic firearm.*

e. *Any feature capable of functioning as a protruding grip that can be held by the nontrigger hand.*

f. *A folding, telescoping, or thumbhole stock.*

3. *A semiautomatic shotgun that has one or more of the following:*

a. *A pistol grip that protrudes conspicuously beneath the action of the weapon.*

b. *A thumbhole stock.*

c. *A fixed-magazine capacity in excess of 5 rounds.*

d. *An ability to accept a detachable magazine.*

e. A semiautomatic pistol or a semiautomatic, centerfire, or rimfire rifle with a fixed magazine that has the capacity to accept more than 10 rounds of ammunition.

f. A part or combination of parts designed or intended to convert a firearm into an assault weapon, or any combination of parts from which an assault weapon may be assembled if those parts are in the possession or under the control of the same person.

(2) “Large-capacity magazine” means any ammunition feeding device with the capacity to accept more than 15 rounds, or any conversion kit, part, or combination of parts from which such a device can be assembled if those parts are in the possession or under the control of the same person, but does not include any of the following:

(a) A feeding device that has been permanently altered so that it cannot accommodate more than 7 rounds;

(b) A .22 caliber tube ammunition feeding device; or

(c) A tubular magazine that is contained in a lever-action firearm.

Section 14. Section 790.305, Florida Statutes, is created to read:

Section 790.305 Permit for ownership of an assault weapon.

(1)(a) The Department of Law Enforcement shall issue a permit for ownership of an assault weapon to an applicant who submits a completed application and a one-time fee of \$1,000, after the applicant has met the requirements of s. 790.065.

(b) All proceeds collected shall be deposited in the Florida Education Finance Program to pay for the mental health assistance allocation as defined in 1011.62(16).

(2) A person who purchases an assault weapons in this state after the effective date of this act must acquire a valid permit for ownership issued pursuant to this section at the time of sale, distribution, transfer, or gifting.

(3) By July 1, 2020, all persons who own an assault weapon in this state must hold a valid permit for ownership of an assault weapon pursuant to this section. A person who violates this subsection commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(4) In lieu of obtaining a valid permit under this section, an individual may arrange to relinquish an assault weapon to a law enforcement agency, as defined in s. 934.02(10), or the Department of Law Enforcement.

(5) The Department of Law Enforcement must adopt rules and procedures to administer this section.

And the title is amended as follows:

Between lines 2448 and 2449 insert: creating s. 790.30, F.S.; defining the terms “assault weapon” and “large-capacity magazine”; creating s. 790.305, F.S.; requiring the Department of Law Enforcement to issue a permit for ownership of an assault weapon to an applicant who submits a completed application and a one-time specified fee after the applicant has met specified requirements; requiring all proceeds collected to be deposited in the Florida Education Finance Program to pay for mental health assistance allocation; requiring a person who purchases an assault weapons in this state after a specified date to acquire a valid permit for ownership issued at the time of sale, distribution, transfer, or gifting; beginning on a specified date, requiring all persons who own an assault weapon in this state to hold a valid permit for ownership of an assault weapon; providing a criminal penalty; authorizing an individual to arrange to relinquish an assault weapon to a law enforcement agency or the department in lieu of obtaining a valid permit; requiring the department to adopt rules and procedures;

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

Senator Simmons moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1AA (521946) (with title amendment)—Delete lines 368-378 and insert:

(13)(a) A person younger than 21 years of age may not purchase an assault weapon. The sale or transfer of an assault weapon to a person younger than 21 years of age may not be knowingly and intentionally made or facilitated by any person, including a licensed importer, licensed manufacturer, or licensed dealer. A person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Solely for the purposes of this paragraph, the term “assault weapon” means a fully automatic or semiautomatic rifle or shotgun that has a fixed magazine capacity of more than 10 rounds of centerfire ammunition. The term also includes a semiautomatic rifle or shotgun when it is loaded with a detachable magazine having a capacity of more than 10 rounds of centerfire ammunition or when the rifle or shotgun is possessed by a person under 21 years of age who also possesses a detachable magazine for the rifle or shotgun which has a capacity of more than 10 rounds of centerfire ammunition.

(b) The prohibitions in paragraph (a) do not apply to the purchase of a rifle or shotgun by a law enforcement officer or correctional officer, as those terms are defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), or to a servicemember as defined in s. 250.01. This paragraph expires on July 1, 2021, unless renewed by the Legislature.

And the title is amended as follows:

Delete lines 2435-2440 and insert: from purchasing an assault weapon; prohibiting the knowing and intentional sale or transfer, or facilitation of a sale or transfer, of an assault weapon to a person younger than a certain age by any person, including a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; defining the term “assault weapon”; providing exceptions; providing a repeal date for such exceptions; amending s. 790.0655, F.S.; revising the

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

Senator Campbell moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1BB (887594) (with title amendment)—Delete lines 364-378 and insert:

Section 10. Subsection (2) of section 790.06, Florida Statutes, is amended to read:

790.06 License to carry concealed weapon or firearm.—

(2) The Department of Agriculture and Consumer Services shall issue a license if the applicant:

(a) Is a resident of the United States and a citizen of the United States or a permanent resident alien of the United States, as determined by the United States Bureau of Citizenship and Immigration Services, or is a consular security official of a foreign government that maintains diplomatic relations and treaties of commerce, friendship, and navigation with the United States and is certified as such by the foreign government and by the appropriate embassy in this country;

(b) Is 21 years of age or older;

(c) Does not suffer from a physical infirmity *that which* prevents the safe handling of a weapon or firearm;

(d) Is not ineligible to possess a firearm pursuant to s. 790.23 by virtue of having been convicted of a felony;

(e) Has not been:

1. Found guilty of a crime under the provisions of chapter 893 or similar laws of any other state relating to controlled substances within a 3-year period immediately preceding the date on which the application is submitted; or

2. Committed for the abuse of a controlled substance under chapter 397 or under the provisions of former chapter 396 or similar laws of any other state. An applicant who has been granted relief from firearms

disabilities pursuant to s. 790.065(2)(a)4.d. or pursuant to the law of the state in which the commitment occurred is deemed not to be committed for the abuse of a controlled substance under this subparagraph;

(f) Does not chronically and habitually use alcoholic beverages or other substances to the extent that his or her normal faculties are impaired. It shall be presumed that an applicant chronically and habitually uses alcoholic beverages or other substances to the extent that his or her normal faculties are impaired if the applicant has been convicted under s. 790.151 or has been deemed a habitual offender under s. 856.011(3), or has had two or more convictions under s. 316.193 or similar laws of any other state, within the 3-year period immediately preceding the date on which the application is submitted;

(g) Desires a legal means to carry a concealed weapon or firearm for lawful self-defense;

(h) Demonstrates competence with a firearm by any one of the following:

1. Completion of any hunter education or hunter safety course approved by the Fish and Wildlife Conservation Commission or a similar agency of another state;

2. Completion of any National Rifle Association firearms safety or training course;

3. Completion of any firearms safety or training course or class available to the general public offered by a law enforcement agency, junior college, college, or private or public institution or organization or firearms training school, using instructors certified by the National Rifle Association, Criminal Justice Standards and Training Commission, or the Department of Agriculture and Consumer Services;

4. Completion of any law enforcement firearms safety or training course or class offered for security guards, investigators, special deputies, or any division or subdivision of a law enforcement agency or security enforcement;

5. Presents evidence of equivalent experience with a firearm through participation in organized shooting competition or military service;

6. Is licensed or has been licensed to carry a firearm in this state or a county or municipality of this state, unless such license has been revoked for cause; or

7. Completion of any firearms training or safety course or class conducted by a state-certified or National Rifle Association certified firearms instructor;

A photocopy of a certificate of completion of any of the courses or classes; an affidavit from the instructor, school, club, organization, or group that conducted or taught such course or class attesting to the completion of the course or class by the applicant; or a copy of any document that shows completion of the course or class or evidences participation in firearms competition shall constitute evidence of qualification under this paragraph. A person who conducts a course pursuant to subparagraph 2., subparagraph 3., or subparagraph 7., or who, as an instructor, attests to the completion of such courses, must maintain records certifying that he or she observed the student safely handle and discharge the firearm in his or her physical presence and that the discharge of the firearm included live fire using a firearm and ammunition as defined in s. 790.001;

(i) Has not been adjudicated an incapacitated person under s. 744.331, or similar laws of any other state. An applicant who has been granted relief from firearms disabilities pursuant to s. 790.065(2)(a)4.d. or pursuant to the law of the state in which the adjudication occurred is deemed not to have been adjudicated an incapacitated person under this paragraph;

(j) Has not been committed to a mental institution under chapter 394, or similar laws of any other state. An applicant who has been granted relief from firearms disabilities pursuant to s. 790.065(2)(a)4.d. or pursuant to the law of the state in which the commitment occurred is deemed not to have been committed in a mental institution under this paragraph;

(k) Has not had adjudication of guilt withheld or imposition of sentence suspended on any felony unless 3 years have elapsed since probation or any other conditions set by the court have been fulfilled, or expunction has occurred;

(l) Has not had adjudication of guilt withheld or imposition of sentence suspended on any misdemeanor crime of domestic violence unless 3 years have elapsed since probation or any other conditions set by the court have been fulfilled, or the record has been expunged;

(m) Has not been issued an injunction that is currently in force and effect and that restrains the applicant from committing acts of domestic violence or acts of repeat violence; ~~and~~

(n) *Has undergone a mental health evaluation conducted by a clinical psychologist or a psychiatrist, as those terms are defined in s. 394.455, and has been determined to be competent and of sound mind; and*

(o) ~~Is not prohibited from purchasing or possessing a firearm by any other provision of Florida or federal law.~~

Section 11. Present subsection (13) of section 790.065, Florida Statutes, is redesignated as subsection (14), and a new subsection (13) is added to that section, to read:

790.065 Sale and delivery of firearms.—

(13) *Notwithstanding any other law, a person must meet all of the requirements specified under s. 790.06(2) before he or she is eligible to purchase a firearm.*

And the title is amended as follows:

Delete lines 2433-2440 and insert: petition for simultaneous relief; amending s. 790.06, F.S.; requiring the Department of Agriculture and Consumer Services to issue a license if, in addition to other specified criteria, the applicant has undergone a mental health evaluation conducted by certain licensed professionals and has been determined to be competent; amending s. 790.065, F.S.; requiring a person to meet specified requirements before he or she is eligible to purchase a firearm; amending s. 790.0655, F.S.; revising the

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

Senator Lee moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1CC (306080) (with title amendment)—Delete lines 1134-1135 and insert:

Section 18. *Section 921.139, Florida Statutes, may be cited as the “Sentencing Accountability and Fair Explanation (SAFE) Act.”*

Section 19. Section 921.139, Florida Statutes, is created to read:

921.139 *Sentencing and accountability for certain crimes.*—

(1) *The Legislature finds that students have the right to be safe from violent crime at schools. The Legislature further finds that the murder or attempted murder of two or more persons, including students, teachers, administrators, or other persons, committed on school property with a firearm or deadly weapon is one of the most morally reprehensible acts imaginable. Such a crime is directly contrary to all that is just and good. To ensure justice for the victims, venerate innocent life, and maximize the power of the law to deter future violent acts at schools, the branches of government must work together, consistent with constitutional requirements, to ensure that the punishment for the crime is as swift and severe as possible. Consistent with these purposes:*

(a) *If the identity of an adult who commits murder in the first degree of two or more persons using a firearm or deadly weapon on school property is not in doubt due to the quality and quantity of evidence available to a prosecutor, the prosecutor should not offer, and the court should not accept, a plea agreement that excludes the possibility of a death sentence.*

(b) *If the identity of a person who commits murder in the first degree of two or more persons using a firearm or deadly weapon on school property is not in doubt due to the quality and quantity of evidence available to a prosecutor and the offense was committed before the person attained 18 years of age, the prosecutor should not offer, and the court should not accept, a plea agreement that excludes the possibility of a life sentence.*

(c) *If the identity of a person who attempts to commit murder of two or more persons using a firearm or deadly weapon on school property is not in doubt due to the quality and quantity of evidence available to a prosecutor, the prosecutor should not offer, and the court should not accept, a plea agreement for a sentence that is less than the maximum penalty for the offense.*

(2) *As used in this section, the term “school” means any preschool, elementary school, middle school, junior high school, secondary school, career center, or postsecondary school, whether public or nonpublic.*

(3) *If a prosecutor enters into a plea agreement that is accepted by a court which is inconsistent with the recommendations of this section, the office of the state attorney employing the prosecutor shall issue a report within 30 days after the agreement is accepted by the court which explains the following:*

(a) *Whether and the extent to which the prosecutor conferred with the victims and intended victims, families of the victims, the investigating officers, and other interested persons before entering into the plea agreement.*

(b) *Whether or the extent to which the agreement is consistent with the severity of the crime and the importance of the lives of the victims or intended victims.*

(c) *Whether or the extent to which the plea agreement will deter similar crimes in the future.*

(d) *Whether other information justifies the plea agreement.*

The report must be published on the website for the office of the state attorney for at least 30 days.

Section 20. Subsection (2) of section 921.1401, Florida Statutes, is amended to read:

921.1401 Sentence of life imprisonment for persons who are under the age of 18 years at the time of the offense; sentencing proceedings.—

(2) In determining whether life imprisonment or a term of years equal to life imprisonment is an appropriate sentence, the court shall consider factors relevant to the offense and the defendant's youth and attendant circumstances, including, but not limited to:

(a) The nature and circumstances of the offense committed by the defendant.

(b) The effect of the crime on the victim's family and on the community.

(c) The defendant's age, maturity, intellectual capacity, and mental and emotional health at the time of the offense.

(d) The defendant's background, including his or her family, home, and community environment.

(e) The effect, if any, of immaturity, impetuosity, or failure to appreciate risks and consequences on the defendant's participation in the offense.

(f) The extent of the defendant's participation in the offense.

(g) The effect, if any, of familial pressure or peer pressure on the defendant's actions.

(h) The nature and extent of the defendant's prior criminal history.

(i) The effect, if any, of characteristics attributable to the defendant's youth on the defendant's judgment.

(j) The possibility of rehabilitating the defendant.

(k) *The need to deter others from committing murder or attempted murder with a firearm or deadly weapon on the property of a school, as defined in s. 921.139.*

Section 21. Subsection (6) of section 921.141, Florida Statutes, is amended to read:

921.141 Sentence of death or life imprisonment for capital felonies; further proceedings to determine sentence.—

(6) AGGRAVATING FACTORS.—Aggravating factors shall be limited to the following:

(a) The capital felony was committed by a person previously convicted of a felony and under sentence of imprisonment or placed on community control or on felony probation.

(b) The defendant was previously convicted of another capital felony or of a felony involving the use or threat of violence to the person.

(c) The defendant knowingly created a great risk of death to many persons.

(d) The capital felony was committed while the defendant was engaged, or was an accomplice, in the commission of, or an attempt to commit, or flight after committing or attempting to commit, any: robbery; sexual battery; aggravated child abuse; abuse of an elderly person or disabled adult resulting in great bodily harm, permanent disability, or permanent disfigurement; arson; burglary; kidnapping; aircraft piracy; or unlawful throwing, placing, or discharging of a destructive device or bomb.

(e) The capital felony was committed for the purpose of avoiding or preventing a lawful arrest or effecting an escape from custody.

(f) The capital felony was committed for pecuniary gain.

(g) The capital felony was committed to disrupt or hinder the lawful exercise of any governmental function or the enforcement of laws.

(h) The capital felony was especially heinous, atrocious, or cruel.

(i) The capital felony was a homicide and was committed in a cold, calculated, and premeditated manner without any pretense of moral or legal justification.

(j) The victim of the capital felony was a law enforcement officer engaged in the performance of his or her official duties.

(k) The victim of the capital felony was an elected or appointed public official engaged in the performance of his or her official duties if the motive for the capital felony was related, in whole or in part, to the victim's official capacity.

(l) The victim of the capital felony was a person less than 12 years of age.

(m) The victim of the capital felony was particularly vulnerable due to advanced age or disability, or because the defendant stood in a position of familial or custodial authority over the victim.

(n) The capital felony was committed by a criminal gang member, as defined in s. 874.03.

(o) The capital felony was committed by a person designated as a sexual predator pursuant to s. 775.21 or a person previously designated as a sexual predator who had the sexual predator designation removed.

(p) The capital felony was committed by a person subject to an injunction issued pursuant to s. 741.30 or s. 784.046, or a foreign protection order accorded full faith and credit pursuant to s. 741.315, and was committed against the petitioner who obtained the injunction or protection order or any spouse, child, sibling, or parent of the petitioner.

(q) *The capital felony was committed on the property of a school, as defined in s. 921.139.*

And the title is amended as follows:

Delete line 2516 and insert: changes made by the act; creating s. 921.139, F.S.; providing legislative findings and intent; defining the term “school”; requiring the office of the state attorney employing a prosecutor who enters into a plea agreement that is inconsistent with certain recommendations to issue a report within a specified timeframe; requiring such reports be published on the office of the state attorney’s website for at least a specified period of time; amending s. 921.1401, F.S.; revising the list of factors relevant to an offense which a court must consider in determining whether life imprisonment or a term of years equal to life imprisonment is an appropriate sentence; amending s. 921.141, F.S.; adding an aggravating factor considered during a sentencing proceeding of death or life imprisonment for capital felonies; creating s. 943.082, F.S.;

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

Senators Garcia and Montford offered the following amendment to **Amendment 1 (234288)** which was moved by Senator Garcia and adopted:

Amendment 1DD (508454) (with title amendment)—Between lines 2135 and 2136 insert:

Section 30. Subsection (6) of section 1013.64, Florida Statutes, is amended to read:

1013.64 Funds for comprehensive educational plant needs; construction cost maximums for school district capital projects.—Allocations from the Public Education Capital Outlay and Debt Service Trust Fund to the various boards for capital outlay projects shall be determined as follows:

(6)(a) Each district school board must meet all educational plant space needs of its elementary, middle, and high schools before spending funds from the Public Education Capital Outlay and Debt Service Trust Fund or the School District and Community College District Capital Outlay and Debt Service Trust Fund for any ancillary plant or any other new construction, renovation, or remodeling of ancillary space. Expenditures to meet such space needs may include expenditures for site acquisition; new construction of educational plants; renovation, remodeling, and maintenance and repair of existing educational plants, including auxiliary facilities; and the directly related costs of such services of school district personnel. It is not the intent of the Legislature to preclude the use of capital outlay funding for the labor costs necessary to accomplish the authorized uses for the capital outlay funding. Day-labor contracts or any other educational facilities contracting and construction techniques pursuant to s. 1013.45 are authorized. Additionally, if a school district has salaried maintenance staff whose duties consist solely of performing the labor necessary to accomplish the authorized uses for the capital outlay funding, such funding may be used for those salaries; however, if a school district has salaried staff whose duties consist partially of performing the labor necessary to accomplish the authorized uses for the capital outlay funding, the district shall prorate the portion of salary of each such employee that is based on labor for authorized capital outlay funding, and such funding may be used to pay that portion.

(b)1. A district school board may not use funds from the following sources: Public Education Capital Outlay and Debt Service Trust Fund; School District and Community College District Capital Outlay and Debt Service Trust Fund; Classrooms First Program funds provided in s. 1013.68; nonvoted 1.5-mill levy of ad valorem property taxes provided in s. 1011.71(2); Classrooms for Kids Program funds provided in s. 1013.735; District Effort Recognition Program funds provided in s. 1013.736; or High Growth District Capital Outlay Assistance Grant Program funds provided in s. 1013.738 for any new construction of educational plant space with a total cost per student station, including change orders, that equals more than:

- a. \$17,952 for an elementary school,
- b. \$19,386 for a middle school, or
- c. \$25,181 for a high school,

(January 2006) as adjusted annually to reflect increases or decreases in the Consumer Price Index.

2. School districts shall maintain accurate documentation related to the costs of all new construction of educational plant space reported to the Department of Education pursuant to paragraph (d). The Auditor General shall review the documentation maintained by the school districts and verify compliance with the limits under this paragraph during its scheduled operational audits of the school district. The department shall make the final determination on district compliance based on the recommendation of the Auditor General.

3. The Office of Economic and Demographic Research, in consultation with the department, shall conduct a study of the cost per student station amounts using the most recent available information on construction costs. In this study, the costs per student station should represent the costs of classroom construction and administrative offices as well as the supplemental costs of core facilities, including required media centers, gymnasiums, music rooms, cafeterias and their associated kitchens and food service areas, vocational areas, and other defined specialty areas, including exceptional student education areas. The study must take into account appropriate cost-effectiveness factors in school construction and should include input from industry experts. The Office of Economic and Demographic Research must provide the results of the study and recommendations on the cost per student station to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31, 2017.

4. The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a study of the State Requirements for Education Facilities (SREF) to identify current requirements that can be eliminated or modified in order to decrease the cost of construction of educational facilities while ensuring student safety. OPPAGA must provide the results of the study, and an overall recommendation as to whether SREF should be retained, to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31, 2017.

5. Effective July 1, 2017, in addition to the funding sources listed in subparagraph 1., a district school board may not use funds from any sources for new construction of educational plant space with a total cost per student station, including change orders, which equals more than the current adjusted amounts provided in sub-subparagraphs 1.a.-c. which shall subsequently be adjusted annually to reflect increases or decreases in the Consumer Price Index. However, if a contract has been executed for architectural and design services or for construction management services before July 1, 2017, a district school board may use funds from any source for the new construction of educational plant space and such funds are exempt from the total cost per student station requirements.

6. A district school board must not use funds from the Public Education Capital Outlay and Debt Service Trust Fund or the School District and Community College District Capital Outlay and Debt Service Trust Fund for any new construction of an ancillary plant that exceeds 70 percent of the average cost per square foot of new construction for all schools.

(c) Except as otherwise provided, new construction for which a contract has been executed for architectural and design services or for construction management services by a district school board on or after July 1, 2017, may not exceed the cost per student station as provided in paragraph (b). A school district that exceeds the cost per student station provided in paragraph (b), as determined by the Auditor General, shall be subject to sanctions. If the Auditor General determines that the cost per student station overage is de minimus or due to extraordinary circumstances outside the control of the district, the sanctions shall not apply. The sanctions are as follows:

1. The school district shall be ineligible for allocations from the Public Education Capital Outlay and Debt Service Trust Fund for the next 3 years in which the school district would have received allocations had the violation not occurred.

2. The school district shall be subject to the supervision of a district capital outlay oversight committee. The oversight committee is authorized to approve all capital outlay expenditures of the school district, including new construction, renovations, and remodeling, for 3 fiscal years following the violation.

- a. Each oversight committee shall be composed of the following:

(I) One appointee of the Commissioner of Education who has significant financial management, school facilities construction, or related experience.

(II) One appointee of the office of the state attorney with jurisdiction over the district.

(III) One appointee of the Chief Financial Officer who is a licensed certified public accountant.

b. An appointee to the oversight committee may not be employed by the school district; be a relative, as defined in s. 1002.33(24)(a)2., of any school district employee; or be an elected official. Each appointee must sign an affidavit attesting to these conditions and affirming that no conflict of interest exists in his or her oversight role.

(d) The department shall:

1. Compute for each calendar year the statewide average construction costs for facilities serving each instructional level, for relocatable educational facilities, for administrative facilities, and for other ancillary and auxiliary facilities. The department shall compute the statewide average costs per student station for each instructional level.

2. Annually review the actual completed construction costs of educational facilities in each school district. For any school district in which the total actual cost per student station, including change orders, exceeds the statewide limits established in paragraph (b), the school district shall report to the department the actual cost per student station and the reason for the school district's inability to adhere to the limits established in paragraph (b). The department shall collect all such reports and shall provide these reports to the Auditor General for verification purposes.

Cost per student station includes contract costs, legal and administrative costs, fees of architects and engineers, furniture and equipment, and site improvement costs. Cost per student station does not include the cost of purchasing or leasing the site for the construction or the cost of related offsite improvements. *Cost per student station also does not include the cost for securing entries, checkpoint construction, lighting specifically designed for entry point security, security cameras, automatic locks and locking devices, electronic security systems, fencing designed to prevent intruder entry into a building, bullet-proof glass, or other capital construction items approved by the school safety specialist to ensure building security for new educational, auxiliary, or ancillary facilities; costs for these items must be below 2 percent per student station.*

And the title is amended as follows:

Between lines 2652 and 2653 insert: amending s. 1013.64, F.S.; specifying that the cost per student station does not include certain improvements related to enhanced safety and security;

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

Senator Rodriguez moved the following amendment to **Amendment 1 (234288)** which failed:

Amendment 1EE (261698) (with title amendment)—Between lines 337 and 338 insert:

Section 9. Paragraph (a) of subsection (12) of section 790.06, Florida Statutes, is amended to read:

790.06 License to carry concealed weapon or firearm.—

(12)(a) A license issued under this section does not authorize any person to openly carry a handgun or carry a concealed weapon or firearm into:

1. Any place of nuisance as defined in s. 823.05;
2. Any police, sheriff, or highway patrol station;
3. Any detention facility, prison, or jail;

4. Any courthouse or primary county administration building not located within the courthouse;

5. Any courtroom, except that nothing in this section would preclude a judge from carrying a concealed weapon or determining who will carry a concealed weapon in his or her courtroom;

6. Any polling place;

7. Any meeting of the governing body of a county, public school district, municipality, or special district;

8. Any meeting of the Legislature or a committee thereof;

9. Any school, college, or professional athletic event not related to firearms;

10. Any elementary or secondary school facility or administration building;

11. Any career center;

12. Any portion of an establishment licensed to dispense alcoholic beverages for consumption on the premises, which portion of the establishment is primarily devoted to such purpose;

13. Any college or university facility unless the licensee is a registered student, employee, or faculty member of such college or university and the weapon is a stun gun or nonlethal electric weapon or device designed solely for defensive purposes and the weapon does not fire a dart or projectile;

14. The inside of the passenger terminal and sterile area of any airport, provided that no person shall be prohibited from carrying any legal firearm into the terminal, which firearm is encased for shipment for purposes of checking such firearm as baggage to be lawfully transported on any aircraft; or

15. Any place where the carrying of firearms is prohibited by federal law.

And the title is amended as follows:

Delete line 2422 and insert: availability of services; amending s. 790.06, F.S.; providing that a license to carry a concealed weapon or firearm does not authorize any person to openly carry a handgun or carry a concealed weapon or firearm into any primary county administration building not located within the courthouse; creating s. 790.064, F.S.;

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

Senator Lee moved the following substitute amendment:

Amendment 2 (726990) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as the “Marjory Stoneman Douglas High School Public Safety Act.”*

Section 2. *The Legislature finds there is a need to comprehensively address the crisis of gun violence, including but not limited to, gun violence on school campuses. The Legislature intends to address this crisis by providing law enforcement and the courts with the tools to enhance public safety by temporarily restricting firearm possession by a person who is undergoing a mental health crisis and when there is evidence of a threat of violence, and by promoting school safety and enhanced coordination between education and law enforcement entities at the state and local level.*

Section 3. Paragraph (d) is added to subsection (5) of section 16.555, Florida Statutes, to read:

16.555 Crime Stoppers Trust Fund; rulemaking.—

(5)

(d) *Grants may be awarded to fund student crime watch programs pursuant to s. 1006.07(3).*

Section 4. Paragraph (j) is added to subsection (3) of section 20.15, Florida Statutes, to read:

20.15 Department of Education.—There is created a Department of Education.

(3) DIVISIONS.—The following divisions of the Department of Education are established:

(j) *The Office of Safe Schools.*

Section 5. Paragraph (c) of subsection (9) of section 121.091, Florida Statutes, is amended, and paragraph (f) is added to that subsection to read:

121.091 Benefits payable under the system.—Benefits may not be paid under this section unless the member has terminated employment as provided in s. 121.021(39)(a) or begun participation in the Deferred Retirement Option Program as provided in subsection (13), and a proper application has been filed in the manner prescribed by the department. The department may cancel an application for retirement benefits when the member or beneficiary fails to timely provide the information and documents required by this chapter and the department's rules. The department shall adopt rules establishing procedures for application for retirement benefits and for the cancellation of such application when the required information or documents are not received.

(9) EMPLOYMENT AFTER RETIREMENT; LIMITATION.—

(c) Any person whose retirement is effective on or after July 1, 2010, or whose participation in the Deferred Retirement Option Program terminates on or after July 1, 2010, who is retired under this chapter, except under the disability retirement provisions of subsection (4) or as provided in s. 121.053, may be reemployed by an employer that participates in a state-administered retirement system and receive retirement benefits and compensation from that employer. However, a person may not be reemployed by an employer participating in the Florida Retirement System before meeting the definition of termination in s. 121.021 and may not receive both a salary from the employer and retirement benefits for 6 calendar months after meeting the definition of termination, *except as provided in paragraph (f)*. However, a DROP participant shall continue employment and receive a salary during the period of participation in the Deferred Retirement Option Program, as provided in subsection (13).

1. The reemployed retiree may not renew membership in the Florida Retirement System, except as provided in s. 121.122.

2. The employer shall pay retirement contributions in an amount equal to the unfunded actuarial liability portion of the employer contribution that would be required for active members of the Florida Retirement System in addition to the contributions required by s. 121.76.

3. A retiree initially reemployed in violation of this paragraph and an employer that employs or appoints such person are jointly and severally liable for reimbursement of any retirement benefits paid to the retirement trust fund from which the benefits were paid, including the Florida Retirement System Trust Fund and the Public Employee Optional Retirement Program Trust Fund, as appropriate. The employer must have a written statement from the employee that he or she is not retired from a state-administered retirement system. Retirement benefits shall remain suspended until repayment is made. Benefits suspended beyond the end of the retiree's 6-month reemployment limitation period shall apply toward the repayment of benefits received in violation of this paragraph.

(f) *A retired law enforcement officer may be reemployed as a school resource officer by an employer that participates in the Florida Retirement System and receive compensation from that employer and retirement benefits after meeting the definition of termination in s. 121.021, but may not receive both a salary from the employer and retirement benefits for 6 calendar months immediately subsequent to the date of retirement. The reemployed retired law enforcement officer may not renew membership in the Florida Retirement System, except as provided in s. 121.122.*

Section 6. Paragraphs (c) and (d) of subsection (2) of section 394.463, Florida Statutes, are amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(c) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may:

1. Serve and execute such order on any day of the week, at any time of the day or night; and

2. *Use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and take custody of the person who is the subject of the ex parte order. When practicable, a law enforcement officer who has received crisis intervention team (CIT) training shall be assigned to serve and execute the ex parte order.*

(d)1. *A law enforcement officer taking custody of a person under this subsection may seize and hold a firearm or any ammunition the person possesses at the time of taking him or her into custody if the person poses a potential danger to himself or herself or others and has made a credible threat of violence against another person.*

2. *If the law enforcement officer takes custody of the person at the person's residence and the criteria in subparagraph 1. have been met, the law enforcement officer may seek the voluntary surrender of firearms or ammunition kept in the residence which have not already been seized under subparagraph 1. If such firearms or ammunition are not voluntarily surrendered, or if the person has other firearms or ammunition that were not seized or voluntarily surrendered when he or she was taken into custody, a law enforcement officer may petition the appropriate court under s. 790.401 for a risk protection order against the person.*

3. *Firearms or ammunition seized or voluntarily surrendered under this paragraph must be made available for return no later than 24 hours after the person taken into custody can document that he or she is no longer subject to involuntary examination and has been released or discharged from any inpatient or involuntary outpatient treatment provided or ordered under paragraph (g), unless a risk protection order entered under s. 790.401 directs the law enforcement agency to hold the firearms or ammunition for a longer period or the person is subject to a firearm purchase disability under s. 790.065(2), or a firearm possession and firearm ownership disability under s. 790.064. The process for the actual return of firearms or ammunition seized or voluntarily surrendered under this paragraph may not take longer than 7 days.*

4. *Law enforcement agencies must develop policies and procedures relating to the seizure, storage, and return of firearms or ammunition held under this paragraph. A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and to take custody of the person who is the subject of the ex parte order.*

Section 7. Section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(1) The department shall establish, within available resources, an array of services to meet the individualized service and treatment needs of children and adolescents who are members of the target populations specified in s. 394.493, and of their families. It is the intent of the Legislature that a child or adolescent may not be admitted to a state mental health facility and such a facility may not be included within the array of services.

(2) The array of services must include assessment services that provide a professional interpretation of the nature of the problems of the child or adolescent and his or her family; family issues that may impact the problems; additional factors that contribute to the problems; and the assets, strengths, and resources of the child or adolescent and his or her family. The assessment services to be provided shall be determined by the clinical needs of each child or adolescent. Assessment services include, but are not limited to, evaluation and screening in the following areas:

- (a) Physical and mental health for purposes of identifying medical and psychiatric problems.
- (b) Psychological functioning, as determined through a battery of psychological tests.
- (c) Intelligence and academic achievement.
- (d) Social and behavioral functioning.
- (e) Family functioning.

The assessment for academic achievement is the financial responsibility of the school district. The department shall cooperate with other state agencies and the school district to avoid duplicating assessment services.

- (3) Assessments must be performed by:
 - (a) A professional as defined in s. 394.455(5), (7), (32), (35), or (36);
 - (b) A professional licensed under chapter 491; or
 - (c) A person who is under the direct supervision of a qualified professional as defined in s. 394.455(5), (7), (32), (35), or (36) or a professional licensed under chapter 491.
- (4) The array of services may include, but is not limited to:
 - (a) Prevention services.
 - (b) Home-based services.
 - (c) School-based services.
 - (d) Family therapy.
 - (e) Family support.
 - (f) Respite services.
 - (g) Outpatient treatment.
 - (h) Day treatment.
 - (i) Crisis stabilization.
 - (j) Therapeutic foster care.
 - (k) Residential treatment.
 - (l) Inpatient hospitalization.
 - (m) Case management.
 - (n) Services for victims of sex offenses.
 - (o) Transitional services.
 - (p) Trauma-informed services for children who have suffered sexual exploitation as defined in s. 39.01(71)(g).

(5) In order to enhance collaboration between agencies and to facilitate the provision of services by the child and adolescent mental health treatment and support system and the school district, the local child and adolescent mental health system of care shall include the local educational multiagency network for severely emotionally disturbed students specified in s. 1006.04.

(6) *The department shall contract for community action treatment teams throughout the state with the managing entities. A community action treatment team shall:*

(a) Provide community-based behavioral health and support services to children from 11 to 13 years of age, adolescents, and young adults from 18 to 21 years of age with serious behavioral health conditions who are at risk of out-of-home placement as demonstrated by:

- 1. *Repeated failures at less intensive levels of care;*
- 2. *Two or more behavioral health hospitalizations;*

- 3. *Involvement with the Department of Juvenile Justice;*
- 4. *A history of multiple episodes involving law enforcement; or*
- 5. *A record of poor academic performance or suspensions.*

Children younger than 11 years of age who otherwise meet the criteria in this paragraph may be candidates for such services if they demonstrate two or more of the characteristics listed in subparagraph 1.-5.

(b) Use an integrated service delivery approach to comprehensively address the needs of the child, adolescent, or young adult and strengthen his or her family and support systems to assist the child, adolescent, or young adult to live successfully in the community. A community action treatment team shall address the therapeutic needs of the child, adolescent, or young adult receiving services and assist parents and caregivers in obtaining services and support. The community action treatment team shall make referrals to specialized treatment providers if necessary, with follow up by the community action treatment team to ensure services are received.

(c) Focus on engaging the child, adolescent, or young adult and his or her family as active participants in every phase of the treatment process. Community action treatment teams shall be available to the child, adolescent, or young adult and his or her family at all times.

(d) Coordinate with other key entities providing services and supports to the child, adolescent, or young adult and his or her family, including, but not limited to, the child's, adolescent's, or young adult's school, the local educational multiagency network for severely emotionally disturbed students under s. 1006.04, the child welfare system, and the juvenile justice system. Community action treatment teams shall also coordinate with the managing entity in their service location.

(e)1. Subject to appropriations and at a minimum, individually serve each of the following counties or regions:

- a. *Alachua.*
- b. *Alachua, Columbia, Dixie, Hamilton, Lafayette, and Suwannee.*
- c. *Bay.*
- d. *Brevard.*
- e. *Collier.*
- f. *DeSoto and Sarasota.*
- g. *Duval.*
- h. *Escambia.*
- i. *Hardee, Highlands, and Polk.*
- j. *Hillsborough.*
- k. *Indian River, Martin, Okeechobee, and St. Lucie.*
- l. *Lake and Sumter.*
- m. *Lee.*
- n. *Manatee.*
- o. *Marion.*
- p. *Miami-Dade.*
- q. *Okaloosa.*
- r. *Orange.*
- s. *Palm Beach.*
- t. *Pasco.*
- u. *Pinellas.*
- v. *Walton.*

2. Subject to appropriations, the department shall contract for additional teams through the managing entities to ensure the availability of community action treatment team services in the remaining areas of the state.

Section 8. Effective October 1, 2018, section 790.222, Florida Statutes, is created to read:

790.222 Bump-fire stocks prohibited.—A person may not import into this state or transfer, distribute, sell, keep for sale, offer for sale, possess, or give to another person a bump-fire stock. A person who violates this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this section, the term “bump-fire stock” means a conversion kit, a tool, an accessory, or a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or which is used to increase the rate of fire to a faster rate than is possible for a person to fire such semiautomatic firearm unassisted by a kit, a tool, an accessory, or a device.

Section 9. Section 790.064, Florida Statutes, is created to read:

790.064 Firearm possession and firearm ownership disability.—

(1) A person who has been adjudicated mentally defective or who has been committed to a mental institution, as those terms are defined in s. 790.065(2), may not own a firearm or possess a firearm until relief from the firearm possession and firearm ownership disability is obtained.

(2) The firearm possession and firearm ownership disability runs concurrently with the firearm purchase disability provided in s. 790.065(2).

(3) A person may petition the court that made the adjudication or commitment, or that ordered that the record be submitted to the Department of Law Enforcement pursuant to s. 790.065(2), for relief from the firearm possession and firearm ownership disability.

(4) The person seeking relief must follow the procedures set forth in s. 790.065(2) for obtaining relief from the firearm purchase disability in seeking relief from the firearm possession and firearm ownership disability.

(5) The person may seek relief from the firearm possession and firearm ownership disability simultaneously with the relief being sought from the firearm purchase disability, if such relief is sought, pursuant to the procedure set forth in s. 790.065(2).

Section 10. (1) Section 790.401, Florida Statutes, is intended to temporarily prevent individuals who are at high risk of harming themselves or others from accessing firearms or ammunition by allowing law enforcement officers to obtain a court order when there is demonstrated evidence that a person poses a significant danger to himself or herself or others, including significant danger as a result of a mental health crisis or violent behavior.

(2) The purpose and intent of s. 790.401, Florida Statutes, is to reduce deaths and injuries as a result of certain individuals' use of firearms while respecting constitutional rights by providing a judicial procedure for law enforcement officers to obtain a court order temporarily restricting a person's access to firearms and ammunition. The process established by s. 790.401, Florida Statutes, is intended to apply only to situations in which the person poses a significant danger of harming himself or herself or others by possessing a firearm or ammunition and to include standards and safeguards to protect the rights of respondents and due process of law.

Section 11. Section 790.401, Florida Statutes, may be cited as “The Risk Protection Order Act.”

Section 12. Section 790.401, Florida Statutes, is created to read:

790.401 Risk protection orders.—

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

(a) “Petitioner” means a law enforcement officer or a law enforcement agency that petitions a court for a risk protection order under this section.

(b) “Respondent” means the individual who is identified as the respondent in a petition filed under this section.

(c) “Risk protection order” means a temporary ex parte order or a final order granted under this section.

(2) **PETITION FOR A RISK PROTECTION ORDER.**—There is created an action known as a petition for a risk protection order.

(a) A petition for a risk protection order may be filed by a law enforcement officer or law enforcement agency.

(b) An action under this section must be filed in the county where the petitioner's law enforcement office is located or the county where the respondent resides.

(c) Such petition for a risk protection order does not require either party to be represented by an attorney.

(d) Notwithstanding any other law, attorney fees may not be awarded in any proceeding under this section.

(e) A petition must:

1. Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition, and must be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

2. Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody, or control; and

3. Identify whether there is a known existing protection order governing the respondent under s. 741.30, s. 784.046, or s. 784.0485 or under any other applicable statute.

(f) The petitioner must make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice must state that the petitioner intends to petition the court for a risk protection order or has already done so and must include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner must attest in the petition to having provided such notice or must attest to the steps that will be taken to provide such notice.

(g) The petitioner must list the address of record on the petition as being where the appropriate law enforcement agency is located.

(h) A court or a public agency may not charge fees for filing or for service of process to a petitioner seeking relief under this section and must provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(i) A person is not required to post a bond to obtain relief in any proceeding under this section.

(j) The circuit courts of this state have jurisdiction over proceedings under this section.

(3) **RISK PROTECTION ORDER HEARINGS AND ISSUANCE.**—

(a) Upon receipt of a petition, the court must order a hearing to be held no later than 14 days after the date of the order and must issue a notice of hearing to the respondent for the same.

1. The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as provided in subsection (5).

2. The court may, as provided in subsection (4), issue a temporary ex parte risk protection order pending the hearing ordered under this subsection. Such temporary ex parte order must be served concurrently with the notice of hearing and petition as provided in subsection (5).

3. The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court must receive assurances of the petitioner's identity before conducting a telephonic hearing.

(b) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court must issue a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months.

(c) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence, including, but not limited to, any of the following:

1. A recent act or threat of violence by the respondent against himself or herself or others, whether or not such violence or threat of violence involves a firearm.

2. An act or threat of violence by the respondent within the past 12 months, including, but not limited to, acts or threats of violence by the respondent against himself or herself or others.

3. Evidence of the respondent being seriously mentally ill or having recurring mental health issues.

4. A violation by the respondent of a risk protection order or a no contact order issued under s. 741.30, s. 784.046, or s. 784.0485.

5. A previous or existing risk protection order issued against the respondent.

6. A violation of a previous or existing risk protection order issued against the respondent.

7. Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as defined in s. 741.28.

8. The respondent's ownership of, access to, or intent to possess firearms or ammunition.

9. The unlawful or reckless use, display, or brandishing of a firearm by the respondent.

10. The recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person.

11. Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of violence.

12. Corroborated evidence of the abuse of controlled substances or alcohol by the respondent.

13. Evidence of recent acquisition of firearms or ammunition by the respondent.

14. Any relevant information from family and household members concerning the respondent.

15. Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(d) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action either must present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained, or must present the evidence under oath at a hearing at which all parties are present.

(e) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under s. 741.30.

(f) During the hearing, the court must consider whether a mental health evaluation or chemical dependency evaluation is appropriate

and, if such determination is made, may order such evaluations, if appropriate.

(g) A risk protection order must include all of the following:

1. A statement of the grounds supporting the issuance of the order;

2. The date the order was issued;

3. The date the order ends;

4. Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;

5. The address of the court in which any responsive pleading should be filed;

6. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and

7. The following statement:

"To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order."

(h) If the court issues a risk protection order, the court must inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection (6). The court shall provide the respondent with a form to request a hearing to vacate.

(i) If the court denies the petitioner's request for a risk protection order, the court must state the particular reasons for the denial.

(4) TEMPORARY EX PARTE RISK PROTECTION ORDERS.—

(a) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(b) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including the evidence described in paragraph (3)(c).

(c) If a court finds there is reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court must issue a temporary ex parte risk protection order.

(d) The court must hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(e) A temporary ex parte risk protection order must include all of the following:

1. A statement of the grounds asserted for the order;

2. The date the order was issued;

3. The address of the court in which any responsive pleading may be filed;

4. The date and time of the scheduled hearing;

5. A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, under subsection (7); and

6. The following statement:

“To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You may not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You must surrender immediately to the (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under s. 790.06, Florida Statutes. A hearing will be held on the date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a court issuing an order against you which is valid for 1 year. You may seek the advice of an attorney as to any matter connected with this order.”

(f) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(g) A temporary ex parte risk protection order must be served by a law enforcement officer in the same manner as provided for in subsection (5) for service of the notice of hearing and petition and must be served concurrently with the notice of hearing and petition.

(h) If the court denies the petitioner's request for a temporary ex parte risk protection order, the court must state the particular reasons for the denial.

(5) SERVICE.—

(a) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county where the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as possible on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff must verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent's physical description and location. Notwithstanding any other provision of law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents, unless the other documents are of a similar emergency nature.

(b) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in paragraph (a) must be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. When an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

(6) TERMINATION AND EXTENSION OF ORDERS.—

(a) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any.

1. Upon receipt of the request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request must be served on the petitioner in accordance with subsection (5). The hearing

must occur no sooner than 14 days and no later than 30 days after the date of service of the request upon the petitioner.

2. The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds after the hearing that the respondent has met his or her burden of proof, the court must vacate the order.

4. The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(b) The court must notify the petitioner of the impending end of a risk protection order. Notice must be received by the petitioner at least 30 days before the date the order ends.

(c) The petitioner may, by motion, request an extension of a risk protection order at any time within 30 days before the end of the order.

1. Upon receipt of the motion to extend, the court shall order that a hearing be held no later than 14 days after the date the order is issued and shall schedule such hearing.

a. The court may schedule a hearing by telephone in the manner provided by subparagraph (3)(a)3.

b. The respondent must be personally serviced in the same manner provided by subsection (5).

2. In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in paragraph (3)(c).

3. If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection (3) continue to be met, the court must extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension.

4. The court may extend a risk protection order for a period that it deems appropriate, up to and including but not exceeding 12 months, subject to an order to vacate as provided in paragraph (a) or to another extension order by the court.

(7) SURRENDER OF FIREARMS AND AMMUNITION.—

(a) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection (9), and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent.

(b) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent. The law enforcement officer shall take possession of all firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, which are surrendered. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent must surrender any firearms and ammunition owned by the respondent and any license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, in a safe manner to the control of the local law enforcement agency im-

mediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding ss. 933.02 and 933.18, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(c) At the time of surrender, a law enforcement officer taking possession of any firearm or ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered, and any license surrendered and shall provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the law enforcement officer serving the order shall file the original receipt with the court and shall ensure that his or her law enforcement agency retains a copy of the receipt.

(d) Notwithstanding ss. 933.02 and 933.18, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition owned by the respondent, as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. If the court finds that probable cause exists, the court must issue a warrant describing the firearms or ammunition owned by the respondent and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition owned by the respondent discovered pursuant to such search.

(e) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

1. The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition.

2. The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(f) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than 3 business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(g) All law enforcement agencies must develop policies and procedures regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

(8) RETURN AND DISPOSAL OF FIREARMS AND AMMUNITION.—

(a) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition owned by the respondent or a license to carry a concealed weapon or firearm issued under s. 790.06, held by the respondent, that has been surrendered or seized pursuant to this section must return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm issued under s. 790.06, as requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(b) If a risk protection order is vacated or ends without extension, the Department of Agriculture and Consumer Services, if it has suspended a license to carry a concealed weapon or firearm pursuant to this section, must reinstate such license only after confirming that the respondent is

currently eligible to have a license to carry a concealed weapon or firearm pursuant to s. 790.06.

(c) A law enforcement agency must provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition owned by the respondent.

(d) Any firearm and ammunition surrendered by a respondent pursuant to subsection (7) which remains unclaimed for 1 year by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

(9) TRANSFER OF FIREARMS AND AMMUNITION.—A respondent may elect to transfer all firearms and ammunition owned by the respondent that have been surrendered to or seized by a local law enforcement agency pursuant to subsection (7) to another person who is willing to receive the respondent's firearms and ammunition. The law enforcement agency must allow such a transfer only if it is determined that the chosen recipient:

(a) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(b) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(c) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

(10) REPORTING OF ORDERS.—

(a) Within 24 hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(b) Within 24 hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Florida Crime Information Center and National Crime Information Center. The order must remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems which has ended or been vacated. Entry of the order into the Florida Crime Information Center and National Crime Information Center constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(c) The issuing court shall, within 3 business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the Department of Agriculture and Consumer Services. Upon receipt of the information, the department shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the department must immediately suspend the license.

(d) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the Department of Agriculture and Consumer Services and the appropriate law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to paragraph (b).

(11) PENALTIES.—

(a) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in regard to any material matter commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any

ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(12) **LAW ENFORCEMENT RETAINS OTHER AUTHORITY.**—This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

(13) **LIABILITY.**—Except as provided in subsection (8) or subsection (11), this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order, including, but not limited to, providing notice to the petitioner, a family or household member of the respondent, and any known third party who may be at risk of violence or failure to provide such notice, or reporting, declining to report, investigating, declining to investigate, filing, or declining to file, a petition under this section.

(14) **INSTRUCTIONAL AND INFORMATIONAL MATERIAL.**—

(a) The Office of the State Courts Administrator shall develop and prepare instructions and informational brochures, standard petitions and risk protection order forms, and a court staff handbook on the risk protection order process. The standard petition and order forms must be used after January 1, 2019, for all petitions filed and orders issued pursuant to this section. The office shall determine the significant non-English-speaking or limited English-speaking populations in the state and prepare the instructions and informational brochures and standard petitions and risk protection order forms in such languages. The instructions, brochures, forms, and handbook must be prepared in consultation with interested persons, including representatives of gun violence prevention groups, judges, and law enforcement personnel. Materials must be based on best practices and must be available online to the public.

1. The instructions must be designed to assist petitioners in completing the petition and must include a sample of a standard petition and order for protection forms.

2. The instructions and standard petition must include a means for the petitioner to identify, with only layman's knowledge, the firearms or ammunition the respondent may own, possess, receive, or have in his or her custody or control. The instructions must provide pictures of types of firearms and ammunition that the petitioner may choose from to identify the relevant firearms or ammunition, or must provide an equivalent means to allow petitioners to identify firearms or ammunition without requiring specific or technical knowledge regarding the firearms or ammunition.

3. The informational brochure must describe the use of and the process for obtaining, extending, and vacating a risk protection order under this section and must provide relevant forms.

4. The risk protection order form must include, in a conspicuous location, notice of criminal penalties resulting from violation of the order and the following statement: "You have the sole responsibility to avoid or refrain from violating this order's provisions. Only the court can change the order and only upon written request."

5. The court staff handbook must allow for the addition of a community resource list by the clerk of the court.

(b) Any clerk of court may create a community resource list of crisis intervention, mental health, substance abuse, interpreter, counseling, and other relevant resources serving the county in which the court is located. The court may make the community resource list available as part of or in addition to the informational brochures described in paragraph (a).

(c) The Office of the State Courts Administrator shall distribute a master copy of the petition and order forms, instructions, and informational brochures to the clerks of court. Distribution of all documents shall, at a minimum, be in an electronic format or formats accessible to all courts and clerks of court in the state.

(d) Within 90 days after receipt of the master copy from the Office of the State Courts Administrator, the clerk of the court shall make

available the standardized forms, instructions, and informational brochures required by this subsection.

(e) The Office of the State Courts Administrator shall update the instructions, brochures, standard petition and risk protection order forms, and court staff handbook as necessary, including when changes in the law make an update necessary.

Section 13. Section 836.10, Florida Statutes, is amended to read:

836.10 Written threats to kill, ~~or~~ do bodily injury, or conduct a mass shooting or an act of terrorism; punishment.—Any person who writes or composes and also sends or procures the sending of any letter, inscribed communication, or electronic communication, whether such letter or communication be signed or anonymous, to any person, containing a threat to kill or to do bodily injury to the person to whom such letter or communication is sent, or a threat to kill or do bodily injury to any member of the family of the person to whom such letter or communication is sent, or any person who makes, posts, or transmits a threat in a writing or other record, including an electronic record, to conduct a mass shooting or an act of terrorism, in any manner that would allow another person to view the threat, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 14. Paragraph (f) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) **OFFENSE SEVERITY RANKING CHART**

(f) **LEVEL 6**

Florida Statute	Felony Degree	Description
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
775.0875(1)	3rd	Taking firearm from law enforcement officer.
784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.
784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
784.041	3rd	Felony battery; domestic battery by strangulation.
784.048(3)	3rd	Aggravated stalking; credible threat.
784.048(5)	3rd	Aggravated stalking of person under 16.
784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.	825.102(1)	3rd	Abuse of an elderly person or disabled adult.
784.081(2)	2nd	Aggravated assault on specified official or employee.	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.	825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
784.083(2)	2nd	Aggravated assault on code inspector.	825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.	827.03(2)(c)	3rd	Abuse of a child.
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.	827.03(2)(d)	3rd	Neglect of a child.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	836.05	2nd	Threats; extortion.
			836.10	2nd	Written threats to kill, or do bodily injury, or conduct a mass shooting or an act of terrorism.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	843.12	3rd	Aids or assists person to escape.
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
794.05(1)	2nd	Unlawful sexual activity with specified minor.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	944.40	2nd	Escapes.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	951.22(1)	3rd	Intoxicating drug, firearm, or weapon introduced into county facility.
812.015(9)(a)	2nd	Retail theft; property stolen \$300 or more; second or subsequent conviction.	Section 15. Section 943.082, Florida Statutes, is created to read:		
812.015(9)(b)	2nd	Retail theft; property stolen \$3,000 or more; coordination of others.	943.082 School Safety Awareness Program.—		
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	(1) In collaboration with the Department of Legal Affairs, the department shall competitively procure a mobile suspicious activity reporting tool that allows students and the community to relay information anonymously concerning unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials. As recommended by students of Marjory Stoneman Douglas High School, the program shall be named “FortifyFL.” At a minimum, the department must receive reports electronically through the mobile suspicious activity reporting tool that is available on both Android and Apple devices.		
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.			
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.			

(2) The reporting tool must notify the reporting party of the following information:

(a) That the reporting party may provide his or her report anonymously.

(b) That if the reporting party chooses to disclose his or her identity, that information shall be shared with the appropriate law enforcement agency and school officials; however, the law enforcement agency and school officials shall be required to maintain the information as confidential.

(3) Information reported using the tool must be promptly forwarded to the appropriate law enforcement agency or school official.

(4) Law enforcement dispatch centers, school districts, schools, and other entities identified by the department shall be made aware of the mobile suspicious activity reporting tool.

(5) The department, in collaboration with the Division of Victims Services within the Office of the Attorney General and the Office of Safe Schools within the Department of Education, shall develop and provide a comprehensive training and awareness program on the use of the mobile suspicious activity reporting tool.

Section 16. Section 943.687, Florida Statutes, is created to read:

943.687 *Marjory Stoneman Douglas High School Public Safety Commission.*—

(1) There is created within the Department of Law Enforcement the Marjory Stoneman Douglas High School Public Safety Commission, a commission as defined in s. 20.03.

(2)(a) The commission shall convene no later than June 1, 2018, and shall be composed of 16 members. Five members shall be appointed by the President of the Senate, five members shall be appointed by the Speaker of the House of Representatives, and five members shall be appointed by the Governor. From the members of the commission, the Governor shall appoint the chair. Appointments must be made by April 30, 2018. The Commissioner of the Department of Law Enforcement shall serve as a member of the commission. The Secretary of Children and Families, the Secretary of Juvenile Justice, the Secretary of Health Care Administration, and the Commissioner of Education shall serve as ex officio, nonvoting members of the commission. Members shall serve at the pleasure of the officer who appointed the member. A vacancy on the commission shall be filled in the same manner as the original appointment.

(b) The General Counsel of the Department of Law Enforcement shall serve as the general counsel for the commission.

(c) The Department of Law Enforcement staff, as assigned by the chair, shall assist the commission in performing its duties.

(d) The commission shall meet as necessary to conduct its work at the call of the chair and at the time designated by him or her at locations throughout the state. The commission may conduct its meetings through teleconferences or other similar means.

(e) Members of the commission are entitled to receive reimbursement for per diem and travel expenses pursuant to s. 112.061.

(3) The commission shall investigate system failures in the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in this state and develop recommendations for system improvements. At a minimum, the commission shall analyze information and evidence from the Marjory Stoneman Douglas High School shooting and other mass violence incidents in this state. At a minimum the commission shall:

(a) Develop a timeline of the incident, incident response, and all relevant events preceding the incident, with particular attention to all perpetrator contacts with local, state and national government agencies and entities and any contract providers of such agencies and entities.

(b) Investigate any failures in incident responses by local law enforcement agencies and school resource officers.

1. Identify existing policies and procedures for active assailant incidents on school premises and evaluate the compliance with such policies and procedures in the execution of incident responses.

2. Evaluate existing policies and procedures for active assailant incidents on school premises in comparison with national best practices.

3. Evaluate the extent to which any failures in policy, procedure, or execution contributed to an inability to prevent deaths and injuries.

4. Make specific recommendations for improving law enforcement and school resource officer incident response in the future.

5. Make specific recommendations for determining the appropriate ratio of school resource officers per school by school type. At a minimum, the methodology for determining the ratio should include the school location, student population, and school design.

(c) Investigate any failures in interactions with perpetrators preceding mass violence incidents.

1. Identify the history of interactions between perpetrators and governmental entities such as schools, law enforcement agencies, courts and social service agencies, and identify any failures to adequately communicate or coordinate regarding indicators of risk or possible threats.

2. Evaluate the extent to which any such failures contributed to an inability to prevent deaths and injuries.

3. Make specific recommendations for improving communication and coordination among entities with knowledge of indicators of risk or possible threats of mass violence in the future.

4. Identify available state and local tools and resources for enhancing communication and coordination regarding indicators of risk or possible threats, including, but not limited to, the Department of Law Enforcement Fusion Center or Judicial Inquiry System, and make specific recommendations for using such tools and resources more effectively in the future.

(4) The commission has the power to investigate. The commission may delegate to its investigators the authority to administer oaths and affirmations.

(5) The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the attendance of witnesses to testify before the commission. The Commissioner of the Department of Law Enforcement shall use his or her subpoena power to compel the production of any books, papers, records, documentary evidence, and other items, including confidential information, relevant to the performance of the duties of the commission or to the exercise of its powers. The chair or any other member of the commission may administer all oaths and affirmations in the manner prescribed by law to witnesses who appear before the commission for the purpose of testifying in any matter of which the commission desires evidence. In the case of a refusal to obey a subpoena, the commission may make application to any circuit court of this state having jurisdiction to order the witness to appear before the commission and to produce evidence, if so ordered, or to give testimony relevant to the matter in question. Failure to obey the order may be punished by the court as contempt.

(6) The commission may call upon appropriate agencies of state government for such professional assistance as may be needed in the discharge of its duties, and such agencies shall provide such assistance in a timely manner.

(7) Notwithstanding any other law, the commission may request and shall be provided with access to any information or records, including exempt or confidential and exempt information or records, which pertain to the Marjory Stoneman Douglas High School shooting and prior mass violence incidents in Florida being reviewed by the commission and which are necessary for the commission to carry out its duties. Information or records obtained by the commission which are otherwise exempt or confidential and exempt shall retain such exempt or confidential and exempt status and the commission may not disclose any such information or records.

(8) The commission shall submit an initial report on its findings and recommendations to the Governor, President of the Senate, and Speaker

of the House of Representatives by January 1, 2019, and may issue reports annually thereafter. The commission shall sunset July 1, 2023, and this section is repealed on that date.

Section 17. Section 1001.212, Florida Statutes, is created to read:

1001.212 Office of Safe Schools.—There is created in the Department of Education the Office of Safe Schools. The office is fully accountable to the Commissioner of Education. The office shall serve as a central repository for best practices, training standards, and compliance oversight in all matters regarding school safety and security, including prevention efforts, intervention efforts, and emergency preparedness planning. The office shall:

(1) Establish and update as necessary a school security risk assessment tool for use by school districts pursuant to s. 1006.07(6). The office shall make the security risk assessment tool available for use by charter schools.

(2) Provide ongoing professional development opportunities to school district personnel.

(3) Provide a coordinated and interdisciplinary approach to providing technical assistance and guidance to school districts on safety and security and recommendations to address findings identified pursuant to s. 1006.07(6).

(4) Develop and implement a School Safety Specialist Training Program for school safety specialists appointed pursuant to s. 1006.07(6). The office shall develop the training program which shall be based on national and state best practices on school safety and security and must include active shooter training. The office shall develop training modules in traditional or online formats. A school safety specialist certificate of completion shall be awarded to a school safety specialist who satisfactorily completes the training required by rules of the office.

(5) Review and provide recommendations on the security risk assessments. The department may contract with security personnel, consulting engineers, architects, or other safety and security experts the department deems necessary for safety and security consultant services.

(6) Coordinate with the Department of Law Enforcement to provide a centralized integrated data repository and data analytics resources to improve access to timely, complete and accurate information integrating data from, at a minimum, but not limited to, the following data sources by December 1, 2018:

- (a) Social Media;
- (b) Department of Children and Families;
- (c) Department of Law Enforcement;
- (d) Department of Juvenile Justice; and
- (e) Local law enforcement.

(7) Data that is exempt or confidential and exempt from public records requirements retains its exempt or confidential and exempt status when incorporated into the centralized integrated data repository.

(8) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, data governance and security shall ensure compliance with all applicable state and federal data privacy requirements through the use of user authorization and role based security, data anonymization and aggregation and auditing capabilities.

(9) To maintain the confidentiality requirements attached to the information provided to the centralized integrated data repository by the various state and local agencies, each source agency providing data for the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under ch. 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies.

(10) Award grants to schools to improve the safety and security of school buildings based upon recommendations of the security risk assessment developed pursuant to subsection (1).

(11) Disseminate, in consultation with the Department of Law Enforcement, to participating schools awareness and education materials on the School Safety Awareness Program developed pursuant to s. 943.082.

Section 18. Paragraph (a) of subsection (10) of section 1002.32, Florida Statutes, is amended to read:

1002.32 Developmental research (laboratory) schools.—

(10) **EXCEPTIONS TO LAW.**—To encourage innovative practices and facilitate the mission of the lab schools, in addition to the exceptions to law specified in s. 1001.23(2), the following exceptions shall be permitted for lab schools:

(a) The methods and requirements of the following statutes shall be held in abeyance: ss. 316.75; 1001.30; 1001.31; 1001.32; 1001.33; 1001.34; 1001.35; 1001.36; 1001.361; 1001.362; 1001.363; 1001.37; 1001.371; 1001.372; 1001.38; 1001.39; 1001.395; 1001.40; 1001.41; 1001.44; 1001.453; 1001.46; 1001.461; 1001.462; 1001.463; 1001.464; 1001.47; 1001.48; 1001.49; 1001.50; 1001.51; 1006.12(2) ~~1006.12(1)~~; 1006.21(3), (4); 1006.23; 1010.07(2); 1010.40; 1010.41; 1010.42; 1010.43; 1010.44; 1010.45; 1010.46; 1010.47; 1010.48; 1010.49; 1010.50; 1010.51; 1010.52; 1010.53; 1010.54; 1010.55; 1011.02(1)-(3), (5); 1011.04; 1011.20; 1011.21; 1011.22; 1011.23; 1011.71; 1011.72; 1011.73; and 1011.74.

Section 19. Subsection (1) of section 1006.04, Florida Statutes, is amended to read:

1006.04 Educational multiagency services for students with severe emotional disturbance.—

(1)(a) *The multiagency network for students with emotional and behavioral disabilities works with education, mental health, child welfare, and juvenile justice professionals, along with other agencies and families, to provide children with mental illness or emotional and behavioral problems and their families with access to the services and supports they need to succeed.* ~~An intensive, integrated educational program; a continuum of mental health treatment services; and, when needed, residential services are necessary to enable students with severe emotional disturbance to develop appropriate behaviors and demonstrate academic and career education skills. The small incidence of severe emotional disturbance in the total school population requires multiagency programs to provide access to appropriate services for all students with severe emotional disturbance. District school boards should provide educational programs, and state departments and agencies administering children's mental health funds should provide mental health treatment and residential services when needed, as part of the forming a multiagency network to provide support for students with severe emotional disturbance.~~

(b) *The purpose of the multiagency network is to:* ~~The program goals for each component of the multiagency network are to~~

1. Enable students with severe emotional disturbance to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living; ~~to~~

2. Develop individual programs for students with severe emotional disturbance, including necessary educational, residential, and mental health treatment services; ~~to~~

3. Provide programs and services as close as possible to the student's home in the least restrictive manner consistent with the student's needs; ~~and to~~

4. Integrate a wide range of services necessary to support students with severe emotional disturbance and their families.

(c) *The multiagency network shall:*

1. Support and represent the needs of students in each school district in joint planning with fiscal agents of children's mental health funds,

including the expansion of school-based mental health services, transition services, and integrated education and treatment programs.

2. Improve coordination of services for children with or at risk of emotional or behavioral disabilities and their families by assisting multi-agency collaborative initiatives to identify critical issues and barriers of mutual concern and develop local response systems that increase home and school connections and family engagement.

3. Increase parent and youth involvement and development with local systems of care.

4. Facilitate student and family access to effective services and programs for students with and at risk of emotional or behavioral disabilities that include necessary educational, residential, and mental health treatment services, enabling these students to learn appropriate behaviors, reduce dependency, and fully participate in all aspects of school and community living.

Section 20. Paragraph (b) of subsection (1), paragraphs (k) through (m) of subsection (2), and subsections (3), (4), and (6) of section 1006.07, Florida Statutes, are amended, and subsections (7) and (8) are added to that section to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(1) CONTROL OF STUDENTS.—

(b) Require each student at the time of initial registration for school in the school district to note previous school expulsions, arrests resulting in a charge, ~~and~~ juvenile justice actions, and referrals to mental health services the student has had, and have the authority as the district school board of a receiving school district to honor the final order of expulsion or dismissal of a student by any in-state or out-of-state public district school board or private school, or lab school, for an act which would have been grounds for expulsion according to the receiving district school board's code of student conduct, in accordance with the following procedures:

1. A final order of expulsion shall be recorded in the records of the receiving school district.

2. The expelled student applying for admission to the receiving school district shall be advised of the final order of expulsion.

3. The district school superintendent of the receiving school district may recommend to the district school board that the final order of expulsion be waived and the student be admitted to the school district, or that the final order of expulsion be honored and the student not be admitted to the school district. If the student is admitted by the district school board, with or without the recommendation of the district school superintendent, the student may be placed in an appropriate educational program and referred to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate, at the direction of the district school board.

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(k) Policies to be followed for the assignment of violent or disruptive students to an alternative educational program or referral of such students to mental health services identified by the school district pursuant to s. 1012.584(4).

(l) Notice that any student who is determined to have brought a firearm or weapon, as defined in chapter 790, to school, to any school function, or onto any school-sponsored transportation, or to have possessed a firearm at school, will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred to mental health services identified by the school district pursuant to s. 1012.584(4) and the criminal justice or juvenile justice system. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if the request for modification is in writing and it is determined to be in the best interest of the student and the school system.

(m) Notice that any student who is determined to have made a threat or false report, as defined by ss. 790.162 and 790.163, respectively, involving school or school personnel's property, school transportation, or a school-sponsored activity will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than 1 full year and referred for criminal prosecution and mental health services identified by the school district pursuant to s. 1012.584(4) for evaluation or treatment, when appropriate. District school boards may assign the student to a disciplinary program or second chance school for the purpose of continuing educational services during the period of expulsion. District school superintendents may consider the 1-year expulsion requirement on a case-by-case basis and request the district school board to modify the requirement by assigning the student to a disciplinary program or second chance school if it is determined to be in the best interest of the student and the school system.

(3) STUDENT CRIME WATCH PROGRAM.—By resolution of the district school board, implement a student crime watch program to promote responsibility among students and improve school safety. The student crime watch program shall allow students and the community to anonymously relay information concerning unsafe and potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials to assist in the control of criminal behavior within the schools.

(4) EMERGENCY DRILLS; EMERGENCY PROCEDURES.—

(a) Formulate and prescribe policies and procedures, in consultation with the appropriate public safety agencies, for emergency drills and for actual emergencies, including, but not limited to, fires, natural disasters, active shooter and hostage situations, and bomb threats, for all students and faculty at all the public schools of the district comprised of which comprise grades K-12. Drills for active shooter and hostage situations shall be conducted at least as often as other emergency drills. District school board policies shall include commonly used alarm system responses for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes. The emergency response policy shall identify the individuals responsible for contacting the primary emergency response agency and the emergency response agency that is responsible for notifying the school district for each type of emergency ~~must be listed in the district's emergency response policy.~~

(b) Establish model emergency management and emergency preparedness procedures, including emergency notification procedures pursuant to paragraph (a), for the following life-threatening emergencies:

1. Weapon-use, ~~and~~ hostage, and active shooter situations. The active shooter situation training for each school must engage the participation of the district school safety specialist, threat assessment team members, faculty, staff, and students and must be conducted by the law enforcement agency or agencies that are designated as first responders to the school's campus.

2. Hazardous materials or toxic chemical spills.

3. Weather emergencies, including hurricanes, tornadoes, and severe storms.

4. Exposure as a result of a manmade emergency.

(c) Establish a schedule to test the functionality and coverage capacity of all emergency communication systems and determine if adequate signal strength is available in all areas of the school's campus.

(6) **SAFETY AND SECURITY BEST PRACTICES.**—Each district school superintendent shall establish policies and procedures for the prevention of violence on school grounds, including the assessment of and intervention with individuals whose behavior poses a threat to the safety of the school community.

(a) Each district school superintendent shall designate a school administrator as a school safety specialist for the district. The school safety specialist must earn a certificate of completion of the school safety specialist training provided by the Office of Safe Schools within 1 year after appointment and is responsible for the supervision and oversight for all school safety and security personnel, policies, and procedures in the school district. The school safety specialist shall:

1. Review policies and procedures for compliance with state law and rules.

2. Provide the necessary training and resources to students and school district staff in matters relating to youth mental health awareness and assistance; emergency procedures, including active shooter training; and school safety and security.

3. Serve as the school district liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security.

4. Conduct a school security risk assessment in accordance with s. 1006.1493 at each public school using the school security risk assessment tool developed by the Office of Safe Schools. ~~Use the Safety and Security Best Practices developed by the Office of Program Policy Analysis and Government Accountability to conduct a self-assessment of the school districts' current safety and security practices. Based on the assessment these self-assessment findings, the district's school safety specialist district school superintendent shall provide recommendations to the district school board which identify strategies and activities that the district school board should implement in order to improve school safety and security. Annually, each district school board must receive such findings and the school safety specialist's recommendations the self-assessment results at a publicly noticed district school board meeting to provide the public an opportunity to hear the district school board members discuss and take action on the report findings and recommendations. Each school safety specialist district school superintendent shall report such findings the self-assessment results and school board action to the Office of Safe Schools commissioner within 30 days after the district school board meeting.~~

(b) Each school safety specialist shall coordinate with the appropriate public safety agencies, as defined in s. 365.171, that are designated as first responders to a school's campus to conduct a tour of such campus once every 3 years and provide recommendations related to school safety. The recommendations by the public safety agencies must be considered as part of the recommendations by the school safety specialist pursuant to paragraph (a).

(7) **THREAT ASSESSMENT TEAMS.**—Each district school board shall adopt policies for the establishment of threat assessment teams at each school whose duties include the coordination of resources and assessment and intervention with individuals whose behavior may pose a threat to the safety of school staff or students consistent with the model policies developed by the Office of Safe Schools. Such policies shall include procedures for referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate.

(a) A threat assessment team shall include persons with expertise in counseling, instruction, school administration, and law enforcement. The threat assessment teams shall identify members of the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threatening or aberrant behavior that may represent a threat to the community, school, or self.

(b) Upon a preliminary determination that a student poses a threat of violence or physical harm to himself or herself or others, a threat assessment team shall immediately report its determination to the superintendent or his or her designee. The superintendent or his or her designee shall immediately attempt to notify the student's parent or legal guardian. Nothing in this subsection shall preclude school district personnel from acting immediately to address an imminent threat.

(c) Upon a preliminary determination by the threat assessment team that a student poses a threat of violence to himself or herself or others or exhibits significantly disruptive behavior or need for assistance, the threat assessment team may obtain criminal history record information, as provided in s. 985.047. A member of a threat assessment team may not disclose any criminal history record information obtained pursuant to this section or otherwise use any record of an individual beyond the purpose for which such disclosure was made to the threat assessment team.

(d) Notwithstanding any other provision of law, all state and local agencies and programs that provide services to students experiencing or at risk of an emotional disturbance or a mental illness, including the school districts, school personnel, state and local law enforcement agencies, the Department of Juvenile Justice, the Department of Children and Families, the Department of Health, the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Education, the Statewide Guardian Ad Litem Office, and any service or support provider contracting with such agencies, may share with each other records or information that are confidential or exempt from disclosure under chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others. All such state and local agencies and programs shall communicate, collaborate, and coordinate efforts to serve such students.

(e) If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the threat assessment team to engage behavioral health crisis resources. Behavioral health crisis resources, including, but not limited to, mobile crisis teams and school resource officers trained in crisis intervention, shall provide emergency intervention and assessment, make recommendations, and refer the student for appropriate services. Onsite school personnel shall report all such situations and actions taken to the threat assessment team, which shall contact the other agencies involved with the student and any known service providers to share information and coordinate any necessary followup actions.

(f) Each threat assessment team established pursuant to this subsection shall report quantitative data on its activities to the Office of Safe Schools in accordance with guidance from the office.

(8) **SAFETY IN CONSTRUCTION PLANNING.**—A district school board must allow the law enforcement agency or agencies that are designated as first responders to the district's campus and school's campuses to tour such campuses once every 3 years. Any changes related to school safety and emergency issues recommended by a law enforcement agency based on a campus tour must be documented by the district school board.

Section 21. Subsection (2) of section 1006.08, Florida Statutes, is amended to read:

1006.08 District school superintendent duties relating to student discipline and school safety.—

(2) Notwithstanding the provisions of s. 985.04(7) or any other provision of law to the contrary, the court shall, within 48 hours of the finding, notify the appropriate district school superintendent of the name and address of any student found to have committed a delinquent act, or who has had adjudication of a delinquent act withheld which, if committed by an adult, would be a felony, ~~or~~ the name and address of any student found guilty of a felony, ~~or the name and address of any student the court refers to mental health services.~~ Notification shall include the specific delinquent act found to have been committed or for which adjudication was withheld, or the specific felony for which the student was found guilty.

Section 22. Section 1006.12, Florida Statutes, is amended to read:

1006.12 ~~Safe-school school resource~~ officers at each public school and school safety officers.—*For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district:*

(1) ~~District school boards may~~ Establish school resource officer programs, through a cooperative agreement with law enforcement agencies ~~or in accordance with subsection (2).~~

(a) School resource officers shall ~~undergo criminal background checks, drug testing, and a psychological evaluation and~~ be certified law enforcement officers, as defined in s. 943.10(1), who are employed by a law enforcement agency as defined in s. 943.10(4). The powers and duties of a law enforcement officer shall continue throughout the employee's tenure as a school resource officer.

(b) School resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal, but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal.

(c) *Complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. The training shall improve officers' knowledge and skills as first responders to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.*

(2) *Commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend, and the district school board may appoint, one or more school safety officers.*

~~(2)(a)~~ School safety officers shall ~~undergo criminal background checks, drug testing, and a psychological evaluation and~~ be law enforcement officers, as defined in s. 943.10(1), certified under the provisions of chapter 943 and employed by either a law enforcement agency or by the district school board. If the officer is employed by the district school board, the district school board is the employing agency for purposes of chapter 943, and must comply with the provisions of that chapter.

~~(b) A district school board may commission one or more school safety officers for the protection and safety of school personnel, property, and students within the school district. The district school superintendent may recommend and the district school board may appoint one or more school safety officers.~~

~~(b)(e)~~ A school safety officer has and shall exercise the power to make arrests for violations of law on district school board property and to arrest persons, whether on or off such property, who violate any law on such property under the same conditions that deputy sheriffs are authorized to make arrests. A school safety officer has the authority to carry weapons when performing his or her official duties.

~~(c)(d)~~ A district school board may enter into mutual aid agreements with one or more law enforcement agencies as provided in chapter 23. A school safety officer's salary may be paid jointly by the district school board and the law enforcement agency, as mutually agreed to.

Section 23. Subsection (1), paragraph (c) of subsection (4), and subsection (8) of section 1006.13, Florida Statutes, are amended, and paragraph (f) is added to subsection (2) of that section, to read:

1006.13 Policy of zero tolerance for crime and victimization.—

(1) ~~District school boards shall~~ ~~It is the intent of the Legislature to~~ promote a safe and supportive learning environment in schools by ~~protecting, to protect~~ students and staff from conduct that poses a serious threat to school safety. A threat assessment team may, ~~and to encourage schools to~~ use alternatives to expulsion or referral to law enforcement agencies to address ~~by addressing~~ disruptive behavior

through restitution, civil citation, teen court, neighborhood restorative justice, or similar programs. ~~Zero-tolerance~~ ~~The Legislature finds that zero-tolerance policies may are not intended to~~ be rigorously applied to petty acts of misconduct and misdemeanors, including, but not limited to, minor fights or disturbances. ~~Zero-tolerance policies~~ ~~The Legislature finds that zero-tolerance policies~~ must apply equally to all students regardless of their economic status, race, or disability.

(2) Each district school board shall adopt a policy of zero tolerance that:

(f) *Requires the threat assessment team to consult with law enforcement when a student exhibits a pattern of behavior, based upon previous acts or the severity of an act, that would pose a threat to school safety.*

(4)

(c) Zero-tolerance policies do not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency, including, but not limited to, disorderly conduct, ~~disrupting a school function,~~ simple assault or battery, affray, theft of less than \$300, trespassing, and vandalism of less than \$1,000. *However, if a student commits more than one misdemeanor, the threat assessment team must consult with law enforcement to determine if the act should be reported to law enforcement.*

(8) *A threat assessment team may* ~~School districts are encouraged to~~ use alternatives to expulsion or referral to law enforcement agencies unless the use of such alternatives will pose a threat to school safety.

Section 24. Section 1006.1493, Florida Statutes, is created to read:

1006.1493 *Florida Safe Schools Assessment Tool.—*

(1) *The department through the Office of Safe Schools pursuant s. 1001.212 shall contract with a security consulting firm that specializes in the development of risk assessment software solutions and has experience in conducting security assessments of public facilities to develop, update, and implement a risk assessment tool, which shall be known as the Florida Safe Schools Assessment Tool (FSSAT). The FSSAT must be used by school officials at each school district and public school site in the state in conducting security assessments for use by school officials at each school district and public school site in the state.*

(2) *The FSSAT must help school officials identify threats, vulnerabilities, and appropriate safety controls for the schools that they supervise, pursuant to the security risk assessment requirements of s. 1006.07(6).*

(a) *At a minimum, the FSSAT must address all of the following components:*

1. *School emergency and crisis preparedness planning;*
2. *Security, crime, and violence prevention policies and procedures;*
3. *Physical security measures;*
4. *Professional development training needs;*
5. *An examination of support service roles in school safety, security, and emergency planning;*
6. *School security and school police staffing, operational practices, and related services;*
7. *School and community collaboration on school safety; and*
8. *A return on investment analysis of the recommended physical security controls.*

(b) *The department shall require by contract that the security consulting firm:*

1. *Generate written automated reports on assessment findings for review by the department and school and district officials;*
2. *Provide training to the department and school officials in the use of the FSSAT and other areas of importance identified by the department; and*

3. Advise in the development and implementation of templates, formats, guidance, and other resources necessary to facilitate the implementation of this section at state, district, school, and local levels.

(3) By December 1, 2018, and annually by that date thereafter, the department must report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the status of implementation across school districts and schools. The report must include a summary of the positive school safety measures in place at the time of the assessment and any recommendations for policy changes or funding needed to facilitate continued school safety planning, improvement, and response at the state, district, or school levels.

(4) In accordance with ss. 119.071(3)(a) and 281.301, data and information related to security risk assessments administered pursuant to this section and s. 1006.07(6) and the security information contained in the annual report required pursuant to subsection (3) are confidential and exempt from public records requirements.

Section 25. Subsection (16) and (17) of section 1011.62, Florida Statutes, are redesignated as subsections (17) and (18), respectively, paragraph (a) of subsection (4), paragraph (b) of subsection (6), subsection (14), and subsection (15) of that section are amended, and a new subsection (16) is added to that section, to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(4) COMPUTATION OF DISTRICT REQUIRED LOCAL EFFORT.—The Legislature shall prescribe the aggregate required local effort for all school districts collectively as an item in the General Appropriations Act for each fiscal year. The amount that each district shall provide annually toward the cost of the Florida Education Finance Program for kindergarten through grade 12 programs shall be calculated as follows:

(a) *Estimated taxable value calculations.*—

1.a. Not later than 2 working days before July 19, the Department of Revenue shall certify to the Commissioner of Education its most recent estimate of the taxable value for school purposes in each school district and the total for all school districts in the state for the current calendar year based on the latest available data obtained from the local property appraisers. The value certified shall be the taxable value for school purposes for that year, and no further adjustments shall be made, except those made pursuant to paragraphs (c) and (d), or an assessment roll change required by final judicial decisions as specified in paragraph (17)(b) ~~(16)(b)~~. Not later than July 19, the Commissioner of Education shall compute a millage rate, rounded to the next highest one one-thousandth of a mill, which, when applied to 96 percent of the estimated state total taxable value for school purposes, would generate the prescribed aggregate required local effort for that year for all districts. The Commissioner of Education shall certify to each district school board the millage rate, computed as prescribed in this subparagraph, as the minimum millage rate necessary to provide the district required local effort for that year.

b. The General Appropriations Act shall direct the computation of the statewide adjusted aggregate amount for required local effort for all school districts collectively from ad valorem taxes to ensure that no school district's revenue from required local effort millage will produce more than 90 percent of the district's total Florida Education Finance Program calculation as calculated and adopted by the Legislature, and the adjustment of the required local effort millage rate of each district that produces more than 90 percent of its total Florida Education Finance Program entitlement to a level that will produce only 90 percent of its total Florida Education Finance Program entitlement in the July calculation.

2. On the same date as the certification in sub-subparagraph 1.a., the Department of Revenue shall certify to the Commissioner of Education for each district:

a. Each year for which the property appraiser has certified the taxable value pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a.

b. For each year identified in sub-subparagraph a., the taxable value certified by the appraiser pursuant to s. 193.122(2) or (3), if applicable, since the prior certification under sub-subparagraph 1.a. This is the certification that reflects all final administrative actions of the value adjustment board.

(6) CATEGORICAL FUNDS.—

(b) If a district school board finds and declares in a resolution adopted at a regular meeting of the school board that the funds received for any of the following categorical appropriations are urgently needed to maintain school board specified academic classroom instruction or improve school safety, the school board may consider and approve an amendment to the school district operating budget transferring the identified amount of the categorical funds to the appropriate account for expenditure:

1. Funds for student transportation.

~~2. Funds for safe schools.~~

~~2.3.~~ Funds for supplemental academic instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (1)(f).

~~3.4.~~ Funds for research-based reading instruction if the required additional hour of instruction beyond the normal school day for each day of the entire school year has been provided for the students in each low-performing elementary school in the district pursuant to paragraph (9)(a).

~~4.5.~~ Funds for instructional materials if all instructional material purchases necessary to provide updated materials that are aligned with applicable state standards and course descriptions and that meet statutory requirements of content and learning have been completed for that fiscal year, but no sooner than March 1. Funds available after March 1 may be used to purchase hardware for student instruction.

(14) QUALITY ASSURANCE GUARANTEE.—The Legislature may annually in the General Appropriations Act determine a percentage increase in funds per K-12 unweighted FTE as a minimum guarantee to each school district. The guarantee shall be calculated from prior year base funding per unweighted FTE student which shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~, quality guarantee funds, and actual nonvoted discretionary local effort from taxes. From the base funding per unweighted FTE, the increase shall be calculated for the current year. The current year funds from which the guarantee shall be determined shall include the adjusted FTE dollars as provided in subsection (17) ~~(16)~~ and potential nonvoted discretionary local effort from taxes. A comparison of current year funds per unweighted FTE to prior year funds per unweighted FTE shall be computed. For those school districts which have less than the legislatively assigned percentage increase, funds shall be provided to guarantee the assigned percentage increase in funds per unweighted FTE student. Should appropriated funds be less than the sum of this calculated amount for all districts, the commissioner shall prorate each district's allocation. This provision shall be implemented to the extent specifically funded.

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with s. 1006.07 ~~ss. 1006.07-1006.148~~, with priority given to implementing the district's establishing a school resource officer program pursuant to s. 1006.12. Each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act. Of the remaining balance of the safe schools allocation, two-thirds shall be allocated to school districts based on the most recent official Florida Crime Index provided by the Department of Law Enforcement and one-third shall be allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Any additional funds appropriated to this allocation in the 2018-2019 fiscal year to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for

employing or contracting for school resource officers, which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year.

(16) **MENTAL HEALTH ASSISTANCE ALLOCATION.**—The mental health assistance allocation is created to provide funding to assist school districts in establishing or expanding school-based mental health care. These funds shall be allocated annually in the General Appropriations Act or other law to each eligible school district. Each school district shall receive a minimum of \$100,000 with the remaining balance allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Eligible charter schools are entitled to a proportionate share of district funding. At least 90 percent of a district's allocation must be expended on the elements specified in subparagraphs (b)1. and 2. The allocated funds may not supplant funds that are provided for this purpose from other operating funds and may not be used to increase salaries or provide bonuses. School districts are encouraged to maximize third party health insurance benefits and Medicaid claiming for services, where appropriate.

(a) Before the distribution of the allocation:

1. The school district must develop and submit a detailed plan outlining the local program and planned expenditures to the district school board for approval.

2. A charter school must develop and submit a detailed plan outlining the local program and planned expenditures to its governing body for approval. After the plan is approved by the governing body, it must be provided to the charter school's sponsor.

(b) The plans required under paragraph (a) must be focused on delivering evidence-based mental health care treatment to children and include the following elements:

1. Provision of mental health assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and students at high risk of such diagnoses.

2. Coordination of such services with a student's primary care provider and with other mental health providers involved in the student's care.

3. Direct employment of such service providers, or a contract-based collaborative effort or partnership with one or more local community mental health programs, agencies, or providers.

(c) School districts shall submit approved plans, including approved plans of each charter school in the district, to the commissioner by August 1 of each fiscal year.

(d) Beginning September 30, 2019, and annually by September 30 thereafter, each school district shall submit to the Department of Education a report on its program outcomes and expenditures for the previous fiscal year that, at a minimum, must include the number of each of the following:

1. Students who receive screenings or assessments.
2. Students who are referred for services or assistance.
3. Students who receive services or assistance.
4. Direct employment service providers employed by each school district.
5. Contract-based collaborative efforts or partnerships with community mental health programs, agencies, or providers.

Section 26. Section 1012.584, Florida Statutes, is created to read:

1012.584 Continuing education and inservice training for youth mental health awareness and assistance.—

(1) Beginning with the 2018-2019 school year, the Department of Education shall establish an evidence-based youth mental health awareness and assistance training program to help school personnel

identify and understand the signs of emotional disturbance, mental illness, and substance use disorders and provide such personnel with the skills to help a person who is developing or experiencing an emotional disturbance, mental health, or substance use problem.

(2) The Department of Education shall select a national authority on youth mental health awareness and assistance to facilitate providing youth mental health awareness and assistance training, using a trainer certification model, to all school personnel in elementary, middle, and high schools. Each school safety specialist shall earn, or designate one or more individuals to earn, certification as a youth mental health awareness and assistance trainer. The school safety specialist shall ensure that all school personnel within his or her school district receive youth mental health awareness and assistance training.

(3) The training program shall include, but is not limited to:

(a) An overview of mental illnesses and substance use disorders and the need to reduce the stigma of mental illness.

(b) Information on the potential risk factors and warning signs of emotional disturbance, mental illness, or substance use disorders, including, but not limited to, depression, anxiety, psychosis, eating disorders, and self-injury, as well as common treatments for those conditions and how to assess those risks.

(c) Information on how to engage at-risk students with the skills, resources, and knowledge required to assess the situation, and how to identify and encourage the student to use appropriate professional help and other support strategies, including, but not limited to, peer, social, or self-help care.

(4) Each school district shall notify all school personnel who have received training pursuant to this section of mental health services that are available in the school district, and the individual to contact if a student needs services. The term "mental health services" includes, but is not limited to, community mental health services, health care providers, and services provided under ss. 1006.04 and 1011.62(17).

Section 27. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, subsection (1) of section 794.056, Florida Statutes, is reenacted to read:

794.056 Rape Crisis Program Trust Fund.—

(1) The Rape Crisis Program Trust Fund is created within the Department of Health for the purpose of providing funds for rape crisis centers in this state. Trust fund moneys shall be used exclusively for the purpose of providing services for victims of sexual assault. Funds credited to the trust fund consist of those funds collected as an additional court assessment in each case in which a defendant pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, an offense provided in s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s. 847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1). Funds credited to the trust fund also shall include revenues provided by law, moneys appropriated by the Legislature, and grants from public or private entities.

Section 28. For the purpose of incorporating the amendment made by this act to section 836.10, Florida Statutes, in a reference thereto, section 938.085, Florida Statutes, is reenacted to read:

938.085 Additional cost to fund rape crisis centers.—In addition to any sanction imposed when a person pleads guilty or nolo contendere to, or is found guilty of, regardless of adjudication, a violation of s. 775.21(6) and (10)(a), (b), and (g); s. 784.011; s. 784.021; s. 784.03; s. 784.041; s. 784.045; s. 784.048; s. 784.07; s. 784.08; s. 784.081; s. 784.082; s. 784.083; s. 784.085; s. 787.01(3); s. 787.02(3); s. 787.025; s. 787.06; s. 787.07; s. 794.011; s. 794.05; s. 794.08; former s. 796.03; former s. 796.035; s. 796.04; s. 796.05; s. 796.06; s. 796.07(2)(a)-(d) and (i); s. 800.03; s. 800.04; s. 810.14; s. 810.145; s. 812.135; s. 817.025; s. 825.102; s. 825.1025; s. 827.071; s. 836.10; s. 847.0133; s. 847.0135(2); s.

847.0137; s. 847.0145; s. 943.0435(4)(c), (7), (8), (9)(a), (13), and (14)(c); or s. 985.701(1), the court shall impose a surcharge of \$151. Payment of the surcharge shall be a condition of probation, community control, or any other court-ordered supervision. The sum of \$150 of the surcharge shall be deposited into the Rape Crisis Program Trust Fund established within the Department of Health by chapter 2003-140, Laws of Florida. The clerk of the court shall retain \$1 of each surcharge that the clerk of the court collects as a service charge of the clerk's office.

Section 29. *For the 2018-2019 fiscal year, the sum of \$69,237,286 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program to fund the mental health assistance allocation created pursuant to s. 1011.62(16), Florida Statutes.*

Section 30. *For the 2018-2019 fiscal year, the sums of \$500,000 in recurring funds and \$6,200,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education to implement the youth mental health awareness and assistance training as directed pursuant to s. 1012.584, Florida Statutes.*

Section 31. *For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education for the design and construction of a memorial honoring those who lost their lives on February 14, 2018, at Marjory Stoneman Douglas High School in Broward County. The department shall collaborate with the students and faculty of Marjory Stoneman Douglas High School, the families of the victims, the Broward County School District, and other relevant entities of the Parkland community on the design and placement of the memorial.*

Section 32. *For the 2018-2019 fiscal year, the sum of \$25,262,714 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education combined with an equal amount of local matching funds for the purpose of replacing Building 12, as listed in the Florida Inventory of School Houses, at Marjory Stoneman Douglas High School in Broward County.*

Section 33. *For the 2018-2019 fiscal year, three full-time equivalent positions, with associated salary rate of 150,000, are authorized, and the sum of \$344,393 in recurring funds is appropriated from the General Revenue Fund to the Department of Education to fund the Office of Safe Schools created pursuant to s. 1001.212, Florida Statutes.*

Section 34. *For the 2018-2019 fiscal year, the sum of \$97,500,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Education in the Aid to Local Governments Grants and Aids – Florida Education Finance Program category for the safe schools allocation. These funds are in addition to the safe schools allocation funds appropriated in the Florida Education Finance Program in the Fiscal Year 2018-2019 General Appropriations Act. From these funds, \$187,340 shall be distributed to each school district and developmental research school to increase each school districts' minimum amount to \$250,000 when combined with the minimum amount appropriated in the 2018-2019 General Appropriations Act. Notwithstanding s. 1011.62(15), Florida Statutes, the balance of the funds appropriated in this section shall be distributed to school districts based on each district's proportionate share of the state's total unweighted full-time equivalent student enrollment. Each school district must use these funds exclusively for hiring or contracting for school resource officers pursuant to s. 1006.12, Florida Statutes.*

Section 35. *For the 2018-2019 fiscal year, the sum of \$100,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure the active shooter training component of the school safety specialist training program pursuant to s. 1001.212, Florida Statutes.*

Section 36. *For the 2018-2019 fiscal year, the sum of \$98,962,286 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education to implement a grant program that will provide awards to schools to fund, in whole or in part, the fixed capital outlay costs associated with improving the physical security of school buildings as identified by a security risk assessment completed before August 1, 2018, by a school district or charter school. By August 31, 2018, the department shall submit the grant guidelines, which must include an application submission deadline of no later than December 1,*

2018, and the specific evaluation criteria, to all school districts and charter schools. The department shall award grants no later than January 15, 2019, based upon the evaluation criteria set forth in the application guidelines.

Section 37. *For the 2018-2019 fiscal year, the sums of \$300,000 in nonrecurring funds and \$100,000 in recurring funds are appropriated from the General Revenue Fund to the Department of Law Enforcement to competitively procure proposals for the development or acquisition of the mobile suspicious activity reporting tool pursuant to s. 943.082, Florida Statutes. The tool shall be implemented no later than January 31, 2019.*

Section 38. *For the 2018-2019 fiscal year, five full-time equivalent positions, with associated salary rate of 345,000, are authorized and the recurring sum of \$600,000 and the nonrecurring sum of \$50,000 are appropriated from the General Revenue Fund to the Department of Law Enforcement to fund the operations of the Marjory Stoneman Douglas High School Public Safety Commission.*

Section 39. *For the 2018-2019 fiscal year, the sum of \$9,800,000 in recurring funds is appropriated from the General Revenue Fund to the Department of Children and Families to competitively procure for additional community action treatment teams to ensure reasonable access among all counties. The department shall consider the geographic location of existing community action treatment teams and select providers to serve the areas of greatest need.*

Section 40. *For the 2018-2019 fiscal year, the sums of \$18,300,000 in recurring funds are appropriated from the General Revenue Fund to the Department of Children and Families to competitively procure proposals for additional mobile crisis teams to ensure reasonable access among all counties. The department shall consider the geographic location of existing mobile crisis teams and select providers to serve the areas of greatest need.*

Section 41. *For the 2018-2019 fiscal year, the sums of \$18,321 in recurring funds and \$225,000 in nonrecurring funds are appropriated from the General Revenue Fund to the Department of Education in the Special Categories – Teacher and School Administrator Death Benefits category to provide for the benefits awarded pursuant to s. 112.1915, Florida Statutes, to the eligible recipients of the three Marjory Stoneman Douglas High School staff members who lost their lives on February 14, 2018.*

Section 42. *For the 2018-2019 fiscal year, the sum of \$3 million in recurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure for the development or acquisition of the centralized data repository and analytics resources pursuant to s. 1001.212, Florida Statutes. The department shall collaborate with the Department of Law Enforcement and school districts to identify the requirements and functionality of the data repository and analytics resources and shall make such resources available to the school districts no later than December 1, 2018.*

Section 43. *For the 2018-2019 fiscal year, the sum of \$1 million in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Education to competitively procure a contract with a third-party security consultant with experience in conducting security risk assessments of public schools. Contract funds shall be used to review and analyze the department's current security risk assessment tool known as the Florida Safe Schools Assessment Tool (FSSAT) and a sample of self-assessments conducted by school districts using the FSSAT to determine the effectiveness of the recommendations produced based upon the FSSAT. The review shall include any recommended updates and enhancements with associated costs for their implementation to aid districts in developing recommendations to address safety and security issues discovered by the FSSAT. The department shall submit the completed review to the State Board of Education, the Executive Office of the Governor's Office of Policy and Budget, the chair of the Senate Committee on Appropriations, and the House of Representatives Appropriations Committee no later than January 1, 2019.*

Section 44. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; amending 16.555, F.S.; authorizing the awarding of grants through the Crime Stoppers Trust Fund for student crime watch programs; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 121.091, F.S.; authorizing certain retired law enforcement officers to be reemployed as school resource officers after meeting specified termination requirements; authorizing such retired law enforcement officers to receive compensation and retirement benefits after a specified period; providing that such retired law enforcement officers may not renew membership in the Florida Retirement System, except as otherwise provided; amending s. 394.463, F.S.; requiring when practicable that a law enforcement officer with certain training be assigned to serve and execute certain ex parte orders; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; providing exceptions; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; amending s. 394.495, F.S.; requiring the Department of Children and Families to contract for community action treatment teams throughout the state with the managing entities; specifying requirements for community action treatment teams; subject to legislative appropriation, requiring the department to contract for additional teams to ensure statewide availability of services; creating s. 790.222, F.S.; defining the term "bump-fire stock"; prohibiting specified acts relating to the sale and possession of bump-fire stocks; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring a clerk of the court to forward a copy of a risk protection order to the appropriate law enforcement agency within a specified timeframe; requiring the law enforcement agency to enter the order into the Florida Crime Information Center and the National Crime Information Center systems; requiring that the order be maintained in the systems for a specified period and prohibiting a law enforcement from removing an order from the systems which has not ended or been vacated; providing that entry of an order into the systems constitutes notice to law enforcement agencies; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services

within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from making a false statement under oath; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; amending s. 836.10, F.S.; prohibiting a person from making, posting, or transmitting a threat to conduct a mass shooting or an act of terrorism in a writing or other record in any manner that would allow another person to view the threat; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the composition of the commission; requiring Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1001.212, F.S.; creating the Office of Safe Schools within the Department of Education; providing duties of the office; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1006.04, F.S.; revising the purpose and duties of the educational multiagency network for students with emotional and behavioral disabilities; amending s. 1006.07, F.S.; revising district school board duties relating to student discipline and school safety; requiring students to note referrals to mental health services upon initial registration for school within a school district; authorizing a district school board to refer a student to certain mental health services under certain circumstances; revising the code of student conduct relating to the referral of certain students to certain mental health services and law enforcement; providing requirements for student crime watch programs; revising the policies and procedures for emergency drills to include drills for active shooter and hostage situations; providing requirements for such drills; revising requirements for the emergency response policy; requiring model emergency management and emergency preparedness procedures for active shooter situations; requiring school districts to establish a schedule to test emergency communication systems; requiring district school superintendents to establish certain policies and procedures relating to the prevention of violence on school grounds and designate a school safety specialist for the school district; providing requirements and duties for school safety specialists; providing school safety specialist requirements relating to the required school security risk assessments; requiring each district school board to establish a threat assessment team at each school within the district; providing requirements and duties for threat assessment teams; authorizing a threat assessment team to obtain certain criminal history record information under certain circumstances; prohibiting a member of a threat assessment team from disclosing or using such information except for a specified purpose; authorizing certain entities to share specified confidential information and records relating to students for specified purposes; authorizing school personnel to address an immediate mental health or substance abuse crisis; providing requirements for addressing such situations; providing threat assessment team reporting requirements; amending s. 1006.08, F.S.; requiring a district school superintendent to be notified by the court of a student referred to mental health services; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; amending s. 1006.13, F.S.; revising the policy of zero tolerance for crime and victimization; providing district school board responsibilities; authorizing a threat assessment team to use specified alternatives to expulsion or referral to law enforcement to address disruptive behavior; providing requirements for zero-tolerance

policies; requiring a threat assessment team to consult with law enforcement under certain circumstances; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; authorizing a district school board to use certain categorical appropriations to improve school safety; revising the safe schools allocation; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the commissioner; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; creating s. 1012.584, F.S.; requiring the department to establish a youth mental health awareness and assistance training program for specified purposes; providing department and program requirements; requiring certain school personnel to receive such training; requiring the school safety specialist to ensure certain personnel receive such training; requiring school districts to inform such personnel of the mental health services available in the district; providing appropriations for specified purposes; providing appropriations; reenacting ss. 794.056 and 938.085, F.S.; relating to the Rape Crises Program Trust Fund and additional cost to fund rape crises centers, respectively, to incorporate the amendment made to s. 836.10, F.S.; providing appropriations; providing effective dates.

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

Senator Lee moved the following amendment to **Amendment 2 (726990)** which was adopted:

Amendment 2A (469780)—Delete lines 2100-2101 and insert:
General Revenue Fund to the Department of Education for the purpose of

Amendment 2 (726990), as amended, failed.

Amendment 1 (234288), as amended, was adopted.

Pursuant to Rule 4.19, **CS for SB 7026**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Galvano—

SB 7024—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the address of a victim of an incident of mass violence; providing definitions; providing for future legislative review and repeal of the exemption; amending s. 119.011, F.S.; designating the address of a victim of an incident of mass violence as criminal intelligence information and criminal investigative information; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Galvano moved the following amendment which was adopted:

Amendment 1 (103798)—Delete lines 24-26 and insert:
of mass violence” means an incident in which four or more people, not including the perpetrator, are severely injured or killed by an intentional and indiscriminate act of violence of another. For

Pursuant to Rule 4.19, **SB 7024**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Galvano—

SB 1940—A bill to be entitled An act relating to public records and public meetings; amending s. 943.082, F.S.; creating an exemption from public records requirements for the identity of a reporting party held by a specified entity; amending s. 943.687, F.S.; providing an exemption from public meetings requirements for portions of meetings of the Marjory Stoneman Douglas High School Public Safety Commission at which exempt or confidential and exempt information is discussed; amending s. 1006.12, F.S.; providing an exemption from public records requirements for information that would identify whether a particular individual has been appointed as a safe-school officer; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Galvano moved the following amendment which was adopted:

Amendment 1 (172090) (with title amendment)—Delete lines 25-77 and insert:

(6) The identity of the reporting party received through the mobile suspicious activity reporting tool and held by the department, law enforcement agencies, or school officials is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Any other information received through the mobile suspicious activity reporting tool and held by the department, law enforcement agencies, or school officials is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2023, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. Present subsection (8) of section 943.687, Florida Statutes, as created by SB 7026, 2018 Regular Session, is renumbered as subsection (9), and a new subsection (8) is added to that section, to read:

943.687 Marjory Stoneman Douglas High School Public Safety Commission.—

(8) Any portion of a meeting of the Marjory Stoneman Douglas High School Public Safety Commission at which exempt or confidential and exempt information is discussed is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2023, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 3. Subsection (4) is added to section 1006.12, Florida Statutes, as amended by SB 7026, 2018 Regular Session, to read:

1006.12 Safe-school officers at each public school.—

(4) Any information that would identify whether a particular individual has been appointed as a safe-school officer pursuant to this section held by a law enforcement agency, school district, or charter school is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2023, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 4. (1) *The Legislature finds that it is a public necessity that the identity of a person reporting unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, received through the mobile suspicious activity reporting tool and held by the Department of Law Enforcement, a law enforcement agency, or school officials, be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution, if the reporting person provides his or her identity. The public records exemption for the identity of those individuals reporting potentially harmful or threatening activities as part of the School Safety Awareness Program encourages individuals to act and not be fearful that their*

identity will be revealed. Without the public records exemption, individuals reporting such activities might be less willing to report their knowledge of these possible activities to the appropriate authorities out of fear. Ensuring their identity is protected will encourage reporting, which could lead to law enforcement or other appropriate agencies intervening before an incident of mass violence occurs.

(2) The Legislature also finds that it is a public necessity that any other information received through the mobile suspicious activity reporting tool through the School Safety Awareness Program and held by the Department of Law Enforcement, law enforcement agencies, or school officials be made exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. The public records exemption for any other information received through the mobile suspicious activity reporting tool protects information of a sensitive personal nature that, if disclosed, could be embarrassing. Without the public records exemption, individuals reporting such activities might be less willing to report their knowledge of these possible activities to the appropriate authorities out of fear and concern for their safety. The public records exemption will encourage reporting, which could lead to law enforcement or other appropriate agencies intervening before an incident of mass violence occurs. The public records exemption is also needed to protect the privacy of other individuals who are included in the report. After a report is made, law enforcement may find the report to be unfounded. For these reasons, the Legislature finds that it is a public necessity to protect any other information reported through the mobile suspicious activity reporting tool.

And the title is amended as follows:

Delete lines 3-5 and insert: amending s. 943.082, F.S.; providing exemptions from public records requirements for the identity of a reporting party and any information received through the mobile suspicious activity reporting tool which is held by the Department of Law Enforcement, law enforcement agencies, or school officials; amending

Pursuant to Rule 4.19, **SB 1940**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and a deadline of 5:00 p.m., Sunday, March 4, 2018, was set for filing amendments to Bills on Third Reading to be considered Monday, March 5, 2018.

REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: CS for SB 848

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

The Committee on Appropriations recommends the following pass: SB 40; SB 42; CS for SB 424; SB 672; CS for CS for SB 774; CS for CS for SB 784; CS for SB 844; SB 1532; CS for CS for SB 1678

The bills were placed on the Calendar.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment	For Term Ending
Board of Trustees of Miami-Dade College Appointee: Fuentes, Jose K., Miami	05/31/2019
Construction Industry Licensing Board Appointees: Cesarone, Donald M., Jr., Sunrise McCullers, Edward M., Estero	10/31/2019 10/31/2021
Board of Medicine Appointee: Lopez, Jorge, Orlando	10/31/2021

Referred to the Committee on Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 2 was corrected and approved.

CO-INTRODUCERS

Senators Broxson—CS for SB 382; Torres—CS for CS for SB 376

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 6:15 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Monday, March 5 or upon call of the President.

REGULAR SESSION

January 9 through March 11, 2018

MISCELLANEOUS SUBJECT INDEX

Subject	Page	Subject	Page
COMMITTEES			
Conference Committee Appointments		Garcia	872
HB 5001—Appropriations	402	Grimsley	972
HB 5003—Implementing the		Thurston	242
General Appropriations Act	402	Vote Preference	
HB 5005—Collective Bargaining	402	Young	603
HB 7067—Gaming	876	Vote, Disclosure	
Conference Committee Reports		Bean	311
HB 5001—Appropriations	1056	MOMENT OF SILENCE	336, 369, 374, 612, 1015
HB 5003—Implementing the			
General Appropriations Act	1278	POINTS OF ORDER AND RULINGS	
HB 5005—Collective Bargaining	1301	Rule 6.4 (Reconsideration)	
Standing and Joint Committees, Revised	136	CS for SB 7026	609
		Ruling	609
COMMUNICATION		Rule 7.1 (Germanity)	
Clemens	137	SB 100	1007, 1012
Clerk of the House	969	Ruling	1012
Latvala	137	CS for HB 1301	1017, 1027
		Ruling	1027
EXECUTIVE BUSINESS		Rule 7.1 (Subject of Bill not Reported Favorably)	
Appointments	132, 202, 214, 237, 247, 261, 306, 342, 352,	HB 1301	913, 920
395, 402, 568, 683, 878, 969, 1050		Ruling	920
Reports	206, 221, 297, 348, 354, 405, 565, 783, 886	HB 7055	700
Appointments Withdrawn	375	Ruling	700
Suspensions			
Reports	130	SENATE PAGES	138, 203, 214, 237, 308, 352, 365, 396, 734
MEMBERS		SENATE REUNION	242
Address by President Negron	2, 981		
Election of Senator		SESSION	
Taddeo	1	Extension	1026
Recognition of President		Joint	
Address by President Negron	979	Address by Governor Scott	7
Special Presentation	424, 981	SPECIAL GUESTS	2, 7, 218, 239, 256, 268, 269, 371, 374, 397,
Unveiling of Portrait	981	421, 770, 919, 979, 1054	
Remarks		SPECIAL PERFORMANCE	2, 397
Bean	873	SPECIAL PRESENTATION	737, 872
Benacquisto	873, 980	Color Guard	1, 397
Braynon	874, 980	SPECIAL RECOGNITION	398, 977, 1053
Farmer	872	SUPREME COURT CERTIFICATION	134
Flores	873, 874, 979, 980	VACANCY IN OFFICE	1
Galvano	873, 972, 979		
Garcia	875	VETOED BILLS	
Gibson	972	2017 Regular Session	
Grimsley	973	CS for CS for SB 106	104
Mayfield	972	CS for CS for SB 374	104
President Negron	874, 972	SB 2500	105
Rouson	972	SB 2512	130
Simpson	424, 737		
Stargel	972		
Special Recognition			
Bean	219		
Braynon	256		

JOURNAL OF THE SENATE

SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER WITH SUBJECT, INTRODUCER, AND DISPOSITION

REGULAR SESSION

January 9 through March 11, 2018

(To Obtain the Number of a Bill, see Subject Index)

Abbreviations

BA	—	Bill Action
Ch.	—	Chapter Number, Bill Passed
CO	—	Co-Introducers
CR	—	Committee Report
CS	—	Committee Substitute
FR	—	First Reading
MO	—	Motion
RC	—	Reference Change

Boldfaced Page Numbers — Passage of Bill

Types of Bills

SB/HB	—	Senate/House Bill
SCR/HCR	—	Senate/House Concurrent Resolution
SJR/HJR	—	Senate/House Joint Resolution
SM/HM	—	Senate/House Memorial
SR	—	Senate Resolution

Final Disposition

Adopted	
CBP	— Companion Bill Passed
DCC	— Died in Conference Committee
DCH	— Died on House Calendar
DCS	— Died on Senate Calendar
DHC	— Died in House Committee
DM	— Died in Messages
DNI	— Died, Not Introduced
DPR	— Died Pending Reference Review
DSC	— Died in Senate Committee
FPH	— Failed to Pass House
FPS	— Failed to Pass Senate
LTH	— Laid on Table in House
LTS	— Laid on Table in Senate
Passed	
UHC	— Unfavorable Report, House Committee
USC	— Unfavorable Report, Senate Committee
Vetoed	
WNI	— Withdrawn, Not Introduced
WS	— Withdrawn from the Senate

SB	2	Not Used	SB	36	Relief of Marcus Button by the Pasco County School Board (Gibson) (FR)12, (CR)204, (CR)226 DSC
	4	Higher Education (Appropriations and others) (FR)9, (CS)93, (CR)101, (CR)104, (BA) 140 , (CR)141, (MO)141, (CO)160, (BA)706, 716 , 780, 1302 Ch. 2018-4		38	Relief of Erin Joynt by Volusia County (Simmons) (FR)12, (CR)102 DSC
	6	Not Used		40	Relief of the Estate of Dr. Sherrill Lynn Aversa by the Department of Transportation (Thurston) (FR)12, (CR)204, (CR)226, (CR)354, (CR)683, (BA)911, (CR)968 LTS/CBP-CS/CS/HB 6535
	8	Controlled Substances (Health Policy and others) (FR)10, (CR)205, (CS)206, (CR)226, (CR)353, (BA)747, (CR)771, (BA)786, (BA)799, (BA)800, (CO)1302 LTS/CBP-CS/CS/HB 21		42	Relief of Vonshelle Brothers by the Department of Health (Rodriguez) (FR)12, (CR)205, (CR)226, (CR)384, (CR)683, (BA)911, (BA)912, (CR)968 LTS/CBP-HB 6505
	10	Not Used		44	Relief of Cristina Alvarez and George Patnode by the Department of Health (Appropriations and Rodriguez) (FR)12, (CR)204, (CR)226, (CR)385, (CR)718, (CS)718, (BA)914, (CR)969 LTS/CBP-HB 6501
	12	Not Used		46	Relief of Ramiro Companioni, Jr., by the City of Tampa (Judiciary and Galvano) (FR)12, (CR)228, (CR)243, (CS)243, (CR)347, (CR)384, (BA)798, (CR)877 LTS/CBP-CS/HB 6545
	14	Relief of Danielle Maudsley by the Department of Highway Safety and Motor Vehicles (Gibson) (FR)10, (CR)204, (CR)226, (CR)354 DSC		48	Relief of Ashraf Kamel and Marguerite Dimitri by the Palm Beach County School Board (Gibson) (FR)12, (CR)161, (CR)204, (CR)347, (CR)384, (BA)839, (CR)877 LTS/CBP-CS/HB 6523
	16	Relief of Charles Pandrea by the North Broward Hospital District (Steube) (FR)11, (CR)104		50	Relief of Colton Merville by the Department of Corrections (Gainer) (FR)12 DSC
	18	Relief of C.M.H. by the Department of Children and Families (Appropriations and Braynon) (FR)11, (CR)204, (CR)226, (CR)384, (CR)435, (CS)436, (BA)786, (BA)876, (CR)877 LTS/CBP-CS/HB 6509		52	Relief of Cathleen Smiley by Brevard County (Judiciary and Mayfield) (FR)12, (CR)102, (CR)142, (CS)156, (CR)220, (CR)296, (BA)371, (CR)374 LTS/CBP-CS/HB 6515
	20	Relief of Maury Hernandez by the State of Florida (Braynon) (FR)11 DSC		54	Relief of Robert Allan Smith by Orange County (Judiciary and others) (FR)13, (CR)161, (CO)203, (CR)205, (CS)206 DSC
	22	Relief of Brian Pitts by the State of Florida (Braynon) (FR)11 DSC		56	Tax Exemption for Diapers and Incontinence Products (Book and others) (FR)13, (CR)101 DSC
	24	Relief of the Justice-2-Jesus Charitable Trust by the State of Florida (Campbell) (FR)11 DSC		58	Tax-exempt Income (Hukill) (FR)13 DSC
	26	Relief of Eric Scott Tenner by Miami-Dade County (Garcia) (FR)11, (CR)161, (CR)204 DSC		60	Tax on Sales, Use, and Other Transactions (Hukill and Steube) (FR)13 DSC/CBP-CS/HB 7087
	28	Relief of Christopher Cannon by the City of Tallahassee (Judiciary and others) (FR)11, (CR)336, (CR)348, (CS)349, (CO)365, (CR)374, (CR)564, (BA)788, (BA)789, (CR)877 LTS/CBP-CS/HB 6527		62	Assignment of Property Insurance Benefits (Hukill and others) (FR)13, (CO)203 DSC
	30	Relief of Barney Brown by the State of Florida (Thurston) (FR)11 DSC		64	WNI
	32	Relief of Reginald Jackson by the City of Lakeland (Rouson) (FR)11 DSC		66	Prohibited Discrimination () (FR)13 DSC
	34	Relief of Shuler Limited Partnership by the Department of Agriculture and Consumer Services (Montford) (FR)11, (CR)101, (CR)104, (CR)142, (CR)384, (BA)426, (CR)435, (BA) 559 DM			

SB	68	WNI	SB	138	Perinatal Mental Health (Appropriations and others) (FR)17, (CR)161, (CO)214, (CR)228, (CO)346, (CR)435, (CS)436, (BA)911, (CR)968, (CO)1302 LTS/CBP-CS/CS/HB 937
	70	State Investments (Rodriguez and others) (FR)13 DSC/CBP-HB 359		140	Marriage Licenses (Rules and others) (FR)17, (CS)94, (CR)102, (CR)103, (CO)160, (CR)162, (CS/CS)199, (BA)218, (CR)219, (BA)240, (CO)240, (BA)716, 718 Ch. 2018-81
	72	WNI		142	Specialty License Plates/Sun Sea Smiles (Campbell) (FR)17 DSC
	74	WNI		144	Adult Cardiovascular Services (Grimsley and Stargel) (FR)17, (CR)101, (CR)104, (CR)409 DSC/CBP-CS/CS/SB 622
	76	Small Business Saturday Sales Tax Holiday (Garcia and Perry) (FR)13, (CR)101, (CO)352 DSC		146	Appointment of Attorneys for Dependent Children with Special Needs (Bean and others) (FR)17, (CR)101, (CR)104, (CR)141, (BA)218, (CR)219, (BA)239, (CO)1302 Ch. 2018-14
	78	Motor Vehicle Insurance Online Verification System (Campbell and Rader) (FR)13 DSC		148	Weapons and Firearms (Steube) (FR)17, (CR)104
	80	Direct Primary Care Agreements (Banking and Insurance and others) (FR)14, (CS)93, (CR)101, (CR)103, (CR)409, (BA)798, (CR)877, (CO)1302 LTS/CBP-HB 37		150	Motor Vehicle Insurance (Banking and Insurance and Lee) (FR)17, (CR)162, (CS)199 DSC
	82	Alternative Treatment Options for Veterans (Steube and Perry) (FR)14, (CO)352 DSC		152	Sale of Firearms (Judiciary and others) (FR)18, (CS)94, (CR)103, (CR)104, (CO)203, (CR)204, (BA)256, (CR)256, (MO)256, (BA)295, (MO)295, (BA)316, (CO)352 LTS/CBP-CS/HB 55
	84	Municipal Conversion of Independent Special Districts (Lee) (FR)14 DSC		154	Insurance Coverage for Mental and Nervous Disorders (Stewart) (FR)18 DSC
	86	Animal Hoarding (Hukill) (FR)14 DSC		156	Florida Black Bears (Stewart) (FR)18 DSC
	88	High School Graduation Requirements (Education and others) (FR)14, (CS)93, (CR)102, (CR)103, (CR)104, (BA)141, (CR)141, (MO)141, (CO)203, 1008, (BA)1010 DM		158	Florida Communities Trust (Brandes and Rodriguez) (FR)19, (CO)214 DSC
	90	Use of Wireless Communications Devices While Driving (Communications, Energy, and Public Utilities and others) (FR)14, (CS)93, (CR)104, (CR)141, (CR)228, (CO)780 DSC		160	Specialty License Plates (Appropriations and Bean) (FR)19, (CR)102, (CR)228, (CR)297, (CS)298, (BA)431, (CR)435, (BA)564 DM
	92	Children in Motor Vehicles (Book and Stewart) (FR)14 DSC		162	Payment of Health Care Claims (Steube and Mayfield) (FR)19, (CR)102, (CR)220, (CR)296, (BA)313, (BA)314, (CR)336, (BA)370, (BA)399, (BA)408, (BA)431, (BA)554, (BA)582 DM
SR	94	William D. Brinton (Gibson) (FR)309 Adopted		164	Mammography (Rules and others) (FR)19, (CR)220, (CS)221, (CR)353, (CS/CS)355, (BA)406, (CR)409, (BA)431, (BA)432 LTS/CBP-CS/CS/HB 735
SB	96	Human Trafficking Education in Schools (Steube and others) (FR)14, (CR)101, (CR)102 DSC		166	Minimum Wage (Rodriguez and others) (FR)19, (CO)203, (CO)237 DSC
	98	Health Insurer Authorization (Rules and others) (FR)14, (CS)94, (CR)102, (CR)103, (CR)142, (CS/CS)156, (BA)219, (CR)219, (BA)241 DM		168	Nonnative Animals (Steube) (FR)19, (CR)101, (CR)228, (CR)257, (BA)427, (CR)435, (BA)560 Ch. 2018-82
	100	Taxes and Fees for Veterans and Low-income Persons (Steube and Young) (FR)15, (CR)102, (CR)104, (CR)141, (BA)398, (BA)399, (CR)402, (BA)408, 984, 1007, 1012, (BA)1015 Ch. 2018-80 CBP-CS/HB 7087		170	Rural Economic Development Initiative (Agriculture and Grimsley) (FR)19, (CR)101, (CR)142, (CS)157, (CR)227 DSC
	102	Discrimination in Employment Screening (Bracy) (FR)15 DSC		172	License Plates for Persons with Disabilities (Brandes and others) (FR)19, (CR)102 DSC
	104	Small Business Financial Assistance (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)15, (CS)94, (CR)103 DSC		174	Coastal Management (Appropriations and others) (FR)19, (CR)101, (CR)104, (CO)237, (CR)297, (CS)298, (BA)406, (CR)409, (BA)432 DM
	106	Firesafety Standards (Campbell) (FR)15 DSC		176	Traffic Infraction Detectors (Hutson) (FR)20 DSC
	108	Florida Kidcare Program (Governmental Oversight and Accountability and Campbell) (FR)15, (CR)102, (CR)205, (CS)206 DSC		178	Crimes Evidencing Prejudice (Garcia and Steube) (FR)20 DSC
	110	Language Requirements for State Agency Websites and Advertisements (Campbell) (FR)15 DSC		180	Computer Coding Instruction (Brandes) (FR)20 DSC/CBP-CS/HB 495
	112	Involuntary Examinations Under the Baker Act (Campbell) (FR)15, (CR)220, (CR)296, (CR)347 DSC		182	Small Business Road Construction Mitigation Grant Program (Transportation and Rodriguez) (FR)20, (CR)337, (CS)337 DSC
	114	Small Business Participation in State Contracting (Campbell) (FR)15 DSC	SCR	184	Joint Committee on the Library of Congress/Statue Replacement Approval (Thurston and Hutson) (FR)20, (CR)102, (CR)141 DCS/CBP-SB 472
	116	Operation of Vehicles (Baxley and others) (FR)15 DSC	SB	186	Resign-to-run Law (Hutson) (FR)20, (CR)102, (CR)141, (BA)219, (CR)219, (BA)241 Ch. 2018-126
	118	Visitation of Schools by State Legislators (Rules and others) (FR)16, (CR)102, (CR)205, (CS)207, (BA)219, (CR)219, (CO)237, (BA)241, (CO)308 DM		188	Public School Transportation (Steube) (FR)20, (CR)347 DSC
	120	Firearms (Steube) (FR)16 DSC		190	E911 Systems (Steube and others) (FR)21, (CO)225, (CR)226, (CO)346, (CR)348 DSC
	122	Campaign Financing (Steube) (FR)16 DSC		192	Public Meetings (Baxley) (FR)21, (CR)102, (CR)141, (BA)218, (CR)219, (BA)240 DM
	124	Tobacco Settlement Agreement (Steube) (FR)16 DSC	SJR	194	Limitation on Terms of Office for Members of a District School Board (Ethics and Elections and others) (FR)21, (CR)257, (CS)259 DSC
	126	Workers' Compensation for First Responders (Torres and others) (FR)16, (CO)203, (CO)308 DSC/CBP-CS/CS/SB 376			
	128	Continuing Education for Barbers, Cosmetologists, and Specialists (Farmer) (FR)16 DSC			
	130	Marriage Equality (Farmer and Rodriguez) (FR)16 DSC			
	132	Animals (Steube) (FR)16 DSC			
	134	Concealed Weapons or Firearms (Steube and Grimsley) (FR)17, (CR)104			
SJR	136	Property Tax Exemption and Assessment/Manufacturing Equipment (Steube) (FR)17, (CR)101 DSC			

- 196 Gun Safety (Stewart and others) (FR)21, (CO)237, (CO)365, (CO)383 DSC
- 198 Fireworks (Regulated Industries and Steube) (FR)21, (CS)94, (RC)101, (CR)103 DSC
- 200 Animal Cruelty (Steube) (FR)21 DSC
- 202 Mental Health and Substance Abuse (Steube) (FR)21 DSC
- 204 Land Acquisition Trust Fund (Environmental Preservation and Conservation and others) (FR)21, (CS)94, (CR)103, (CR)104, (CO)160, (CR)204, (CO)237, (CO)253, (BA)256, (CR)256, (BA)267 DM
- 206 Highway Memorial Markers (Perry) (FR)21 DSC
- 208 Marriage of Minors (Campbell) (FR)22 DSC/CBP-CS/CS/SB 140
- SR
- 210 India Independence Day/India Heritage Month (Campbell and others) (FR)22, (CR)161, (CR)384, (CO)403, (BA)785, (CO)786, (CR)877 Adopted CBP-HR 8039
- SB
- 212 Reentry Into the State by Certain Persons (Steube) (FR)22 DSC
- 214 WNI
- 216 Schools of Hope (Book) (FR)22 DSC
- 218 Safe Storage of Loaded Firearms (Farmer and Rodriguez) (FR)22, (CO)365 DSC
- 220 Bankruptcy Matters in Foreclosure Proceedings (Passidomo and Mayfield) (FR)22, (CR)102, (CR)141, (CO)237, (BA)256, (CR)256, (BA)268 Ch. 2018-15
- 222 Guardian Ad Litem Direct-support Organization (Bean) (FR)22, (CR)101, (CR)104, (CR)227, (BA)256, (CR)256 LTS/CBP-HB 6021
- 224 Legal Holidays (Book and Farmer) (FR)22, (CR)296 DSC
- 226 Inmate Reentry Services (Criminal Justice and Bracy) (FR)22, (CS)94, (CR)102 DSC
- 228 Serving Commercially Sexually Exploited Children (Bracy) (FR)23 DSC
- 230 Next Generation Sunshine State Standards (Bracy) (FR)23 DSC
- 232 Coral Reefs (Book and Farmer) (FR)23, (CR)101, (CR)104, (CR)204, (BA)256, (CR)256 LTS/CBP-HB 53
- 234 Youthful Offenders (Bracy) (FR)23 DSC
- 236 Tax Credit for Baby Changing Tables in Restaurants (Book) (FR)23, (CR)141 DSC
- 238 Conditional Medical Release (Criminal Justice and Bracy) (FR)23, (CR)142, (CS)157 DSC
- 240 WNI
- 242 Developmental Disabilities (Children, Families, and Elder Affairs and Baxley) (FR)23, (CR)162, (CS)200 DSC
- 244 Domestic Wastewater Collection System Assessment and Maintenance (Environmental Preservation and Conservation and Brandes) (FR)23, (CR)296, (CS)298 DSC
- 246 Crime Reports (Farmer) (FR)23 DSC
- 248 County Court Judges (Hutson) (FR)24 DSC
- 250 Ambulatory Surgical Centers and Mobile Surgical Facilities (Health Policy and Steube) (FR)24, (CS)94, (CR)103 DSC
- 252 State Employee Higher Education Fee Waivers (Steube) (FR)24, (CR)161, (CR)348 DSC
- 254 WNI
- 256 Property Insurance (Farmer) (FR)24 DSC
- 258 Insurance Rates (Farmer) (FR)24 DSC
- 260 Students with Disabilities in Public Schools (Education and others) (FR)24, (CR)297, (CS)298, (CR)347, (CO)352, (CO)365, (CR)564, (BA)839, (CR)877 LTS
- 262 Searches by Law Enforcement Officers (Farmer) (FR)24 DSC
- SCR
- 264 Equal Rights for Men and Women (Gibson and others) (FR)24, (CO)160 DSC
- SB
- 266 Covenants and Restrictions (Rules and Passidomo) (FR)24, (CR)102, (CR)141, (CR)565, (CS)565, (BA)747, (BA)748, (CR)771 LTS/CBP-HB 617
- SB
- 268 Public Records/Public Guardians/Employees with Fiduciary Responsibility (Rules and others) (FR)25, (CS)95, (CR)103, (CR)205, (CS/CS)207, (CR)297, (CS/CS/CS)298, (BA)426, (CR)435, (BA)559 Ch. 2018-16
- 270 Involuntary Examination and Involuntary Admission of Minors (Children, Families, and Elder Affairs and Steube) (FR)25, (CR)226, (CR)374, (CS)374 DSC
- 272 Local Tax Referenda (Appropriations and others) (FR)25, (CS)95, (CR)103, (CR)206, (CO)237, (CR)718, (CS/CS)718 DSC
- 274 Concealed Weapons and Firearms in Multiuse Facilities (Stargel and Grimsley) (FR)25, (CR)104
- 276 Voter Registration List Maintenance (Appropriations and others) (FR)25, (CS)95, (CR)101, (CR)103, (CR)227, (BA)313, (CR)336 LTS/CBP-CS/HB 85, CS/HB 87
- 278 Public Records/Department of State (Governmental Oversight and Accountability and others) (FR)25, (CS)95, (CR)102, (CR)103, (CR)296, (BA)314, (CR)336 LTS/CBP-CS/HB 87, CS/HB 85
- 280 Telehealth (Banking and Insurance and Bean) (FR)25, (CR)205, (CS)207, (CR)226, (CR)354, (CR)384, (BA)426, (CR)435, (BA)559, 560 DM
- 282 WNI/CBP-HB 193
- 284 Nursing Home and Assisted Living Facilities (Book and others) (FR)26 DSC
- 286 Florida Slavery Memorial (Rouson and others) (FR)26, (CR)101, (CR)142, (CO)160, (CR)257, (BA)371, (CR)374, (CO)400 LTS/CBP-HB 67
- 288 Data Collection on Direct Filing (Bracy) (FR)26 DSC
- 290 Motor Vehicle Registration Applications (Appropriations and others) (FR)26, (CR)102, (CR)104, (CR)297, (CS)298, (BA)746, (CR)771 LTS/CBP-CS/HB 135
- 292 Private Property Rights (Rodriguez and Campbell) (FR)26, (CO)308 DSC
- 294 Mandatory Retention (Rodriguez) (FR)26 DSC
- 296 Beverage Law (Regulated Industries and others) (FR)26, (CS)95, (CR)103, (CR)142, (CS/CS)157, (RC)201, (CR)228, (CS/CS/CS)228, (CR)564, (MO)968, (BA)977, (BA)978 LTS
- 298 Criminal History Records (Criminal Justice and Bracy) (FR)26, (CS)95, (CR)103, (CR)227, (CR)336, (BA)912, (CR)968 LTS/CBP-CS/HB 1065
- 300 Florida Commission on Human Relations (Governmental Oversight and Accountability and others) (FR)26, (CR)227, (CS)228, (CR)347 DSC
- 302 Federal Waivers for Health Insurance (Rodriguez) (FR)27 DSC
- 304 Conditional Release Program (Rouson) (FR)27 DSC
- 306 Housing Discrimination (Rouson and Campbell) (FR)27 DSC
- 308 Federal Immigration Enforcement (Bean and Steube) (FR)27 DSC
- 310 Threats to Kill or do Great Bodily Injury (Appropriations and others) (FR)27, (CR)227, (CS)228, (CR)435, (CS/CS)436, (RC)567, (BA)923, (CR)969 LTS/CBP-CS/CS/CS/HB 165, CS/SB 7026
- 312 Excise Tax on Documents (Steube) (FR)27 DSC/CBP-CS/HB 7087
- 314 Mortgage Brokering (Baxley) (FR)27, (CR)102, (CR)220, (CR)296, (BA)313, (CR)336 LTS/CBP-HB 193
- 316 Environmental Regulation Commission (Ethics and Elections and Stewart) (FR)28, (CR)102, (CR)348, (CS)349 DSC
- 318 Internship Tax Credit Program (Powell) (FR)28 DSC
- 320 Access to Clinics (Stewart and Torres) (FR)28, (CO)237 DSC
- 322 Fees Charged by Tax Collectors (Book and Baxley) (FR)28, (CR)102, (CR)162, (CR)409, (BA)798, (CR)877 LTS/CBP-HB 185
- 324 Impact Fees (Appropriations and others) (FR)28, (CS)95, (CR)103, (CR)243, (CR)435, (CS/CS)436 DCS
- 326 Services for Veterans and their Families (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)28, (CS)95, (CR)101, (CR)103 DSC
- 328 Veteran Identification (Baxley) (FR)28, (CR)102, (CR)162 DSC

SB	330	Transportation Facility Designations/Lieutenant Ewart T. Sconiers Highway (Appropriations and Gainer) (FR) 28, (CR)102, (CR)104, (CR)162, (CS)200, (BA)399, (CR) 402, (BA) 409 DM/CBP-CS/SB 382	SB	396	Motor Vehicle Insurance Coverage for Windshield Glass (Commerce and Tourism and others) (FR)33, (CR)205, (CS)207, (CR)243, (CS/CS)243, (RC)260 DSC
	332	Probation and Community Control (Bracy) (FR)28 DSC	SR	398	Taiwan (Rules and others) (FR)33, (CR)161, (CR)353, (CS)355, (BA) 372 , (CR)374 Adopted CBP-HR 8013
	334	Firearm Purchases (Bracy and others) (FR)29, (CO)365 DSC	SB	400	Concealed Weapons or Concealed Firearms (Campbell) (FR)33 DSC
	336	Law Enforcement Vehicles (Grimsley) (FR)29 DSC/ CBP-CS/CS/HB 141		402	Pinellas County Construction Licensing Board (Rouson) (FR)33 DSC/CBP-CS/CS/HB 1137
	338	Victims of Human Trafficking (Bracy) (FR)29 DSC		404	State Symbols (Grimsley and Montford) (FR)33, (CR)102, (CR)204, (CO)214, (BA)746, (CR)771 LTS/CBP-HB 155
	340	Public Records/Victims of Human Trafficking (Bracy) (FR)29 DSC		406	Retirement (Steube) (FR)33 DSC
	342	Trust Funds/Victims of Human Trafficking and Prevention (Bracy) (FR)29 DSC		408	Licensure of Cardiovascular Programs (Flores) (FR)33, (CR)101, (CR)142, (CR)384, (BA)786, (CR)877 LTS/ CBP-HB 283, CS/CS/SB 622
	344	Offender Probation, Parole, and Supervision (Bracy) (FR) 29 DSC		410	Motor Vehicle Insurance Rates (Farmer) (FR)33 DSC
	346	Motorcycle and Moped Riders (Transportation and others) (FR)30, (CS)95, (CR)103, (CO)237 DSC		412	Consumer Protection (Rodriguez) (FR)33 DSC
	348	Disposable Plastic Bags (Rodriguez) (FR)30 DSC		414	Use of Credit Information for Motor Vehicle Insurance (Farmer) (FR)33 DSC
	350	Revoking, Suspending, and Withholding Driving Privileges (Bracy) (FR)30 DSC		416	Governance of Banks and Trust Companies (Banking and Insurance and Thurston) (FR)33, (CR)205, (CS)207, (CR) 226, (CR)336, (BA)406, (CR)409 LTS/CBP-CS/CS/HB 455
	352	Sports Franchise Facilities (Garcia and others) (FR)30 DSC		418	Criminal Justice Data Collection (Bracy) (FR)34 DSC
	354	Government Accountability (Appropriations and others) (FR)30, (CS)95, (CR)102, (CR)877, (CS/CS)877 DSC/ CBP-CS/CS/CS/HB 1073, CS/CS/CS/HB 1279		420	Judicial Nominating Commissions (Bracy and Taddeo) (FR)34 DSC
	356	Exemptions from Toll Payment (Young) (FR)31 DSC/ CBP-CS/CS/HB 141		422	Elder Abuse Fatality Review Teams (Appropriations and Gibson) (FR)34, (CR)101, (CR)162, (CR)877, (CS)878 DCS
	358	Transportation Facility Designations/Senator Greg Evers Memorial Highway (Broxson and others) (FR)31, (CR) 102, (CO)352, (CR)564, (BA)923, (CR)969, (BA) 1020 DM/CBP-CS/SB 382		424	Public Records and Public Meetings/Elder Abuse Fatality Review Team (Governmental Oversight and Accountability and Gibson) (FR)34, (CR)102, (CR)142, (CS)157, (CR)683 DCS
	360	Consumer Protection from Nonmedical Changes to Prescription Drug Formularies (Mayfield and others) (FR)31, (CO)352 DSC	SR	426	Delta Sigma Theta Sorority, Inc./Delta Days at the Capitol (Gibson) (FR)215 Adopted CBP-HR 8009
	362	Growth Management (Perry) (FR)31 DSC	SJR	428	Restoration of Civil Rights (Thurston and Perry) (FR) 34 DSC
	364	State Group Health Insurance and Prescription Drug Programs (Grimsley and Mayfield) (FR)31, (CR)101, (CR) 104 DSC	SB	430	Restoration of Civil Rights (Thurston and Perry) (FR) 34 DSC
SR	366	DNI/CBP-HR 8059		432	Community Redevelopment Agencies (Lee and Taddeo) (FR)34, (CR)101, (CO)352 DSC
SB	368	Department of Management Services (Brandes and Rouson) (FR)31, (CR)101, (CR)104 DSC		434	Neonatal Abstinence Syndrome Pilot Project (Appropriations and others) (FR)35, (CR)101, (CR)104, (CR)297, (CS)299, (BA)421, (BA)422, (CR)435, (BA) 554 DM
	370	Land Acquisition Trust Fund (Appropriations and others) (FR)31, (CR)101, (CR)104, (CR)162, (CS)200, (CO)203, (BA)218, (CR)219, (CO)225, (BA) 239 , (CO)253, (CO) 308 DM		436	Education (Galvano and Mayfield) (FR)35, (CR)102 DSC/CBP-CS/HB 7055
	372	Post-hurricane Relief for Residents of Health Care Facilities (Garcia) (FR)31 DSC		438	Continuing Care Contracts (Appropriations and others) (FR)35, (CR)205, (CS)207, (CR)348, (CO)352, (CR)384, (CS/CS)386 DSC
	374	Fantasy Contests (Regulated Industries and Young) (FR) 32, (CS)96, (CR)103, (CR)227 DCS		440	Florida Veterans Care Program (Garcia and others) (FR) 36, (CR)101, (CR)102, (CR)384, (BA)398, (BA)399, (CR) 402, (BA) 409 DM
	376	Workers' Compensation Benefits for First Responders (Appropriations and others) (FR)32, (CS)96, (CR)103, (CR)161, (CO)203, (CO)308, (CO)352, (CR)409, (CS/CS) 410, (CR)435, (BA)546, (CR)564, (BA) 576 , (CO)683 Ch. 2018-124	SM	442	Haiti's Temporary Protected Status (Campbell and others) (FR)36, (CR)102 DSC
	378	Parking Garages (Steube) (FR)32 DSC	SB	444	Pregnancy Support Services (Health Policy and others) (FR)36, (CS)96, (CR)103, (CR)142, (CR)204, (CO)253, (BA)256, (CR)256, (MO)256, (CO)265, (BA)295, (CO) 308 LTS/CBP-CS/HB 41
	380	WNI		446	Electrical Contractors (Gibson) (FR)36 DSC
	382	Transportation Facility Designations (Appropriations and others) (FR)32, (CR)102, (CR)348, (CO)352, (CR)353, (CS)355, (CO)365, (BA)421, (CR)435, (BA)552, (BA)553, (BA) 581 , (CO)683, 1011, 1012 Ch. 2018-161		448	Agency for State Technology (Governmental Oversight and Accountability and Brandes) (FR)36, (CR)220, (CS) 221, (CR)348 DSC
	384	Electric and Hybrid Vehicles (Transportation and others) (FR)32, (CS)96, (CR)103, (CO)214 DSC		450	Mental Health and Substance Use Disorders (Children, Families, and Elder Affairs and Garcia) (FR)37, (CS)96, (CR)103, (CR)142, (CR)353, (BA)427, (BA)428, (CR)435, (BA)560, 561 DM
	386	Consumer Finance (Banking and Insurance and others) (FR)32, (CS)96, (CR)103, (CR)161, (CR)336, (BA)371, (BA)372, (CR)374, (BA) 400 Ch. 2018-17			
	388	Anchoring Limitation Areas (Farmer) (FR)32 DSC			
	390	WNI			
	392	Juvenile Justice (Bracy) (FR)32 DSC			
	394	Fire Safety (Governmental Oversight and Accountability and Bracy) (FR)32, (CR)220, (CS)221, (CR)296, (CR)384, (BA)427, (CR)435, (BA) 560 Ch. 2018-18			

- SB 452 Limitations on Homestead Property Tax Assessments (Brandes) (FR)37, (CR)101 DSC
- SB 454 Limitations on Homestead Assessments (Community Affairs and Brandes) (FR)37, (CS)97, (CR)103 DSC
- 456 Bump-fire Stocks (Stewart and others) (FR)37, (CO)365, (CO)383 DSC/CBP-CS/SB 7026
- 458 Controlled Substance Prescribing (Bean) (FR)37 DSC/CBP-CS/CS/HB 21
- 460 Postsecondary Fee Waivers (Gainer and others) (FR)37, (CR)101, (CR)206, (CO)237, (CR)384, (BA)398, (CR)402 LTS/CBP-HB 75
- 462 Advanced Well Stimulation Treatment (Young and others) (FR)37, (CO)203, (CO)214, (CO)265, (CR)295, (CO)308, (CR)354, (CO)365 DSC
- 464 WNI
- 466 Presentencing Information (Bracy) (FR)37 DSC
- 468 Specialty License Plates/Ronald Reagan License Plate (Baxley) (FR)38, (CR)102 DSC
- 470 Law Enforcement and Correctional Officers (Appropriations and others) (FR)38, (CR)205, (CS)208, (CR)348, (CR)353, (CS/CS)355, (BA)765, (CR)771 LTS/CBP-CS/HB 333
- 472 National Statuary Hall (Thurston and others) (FR)38, (CR)102, (CR)141, (CO)203, (BA)218, (CR)219, (CO)237, (BA)240, (CO)308 Ch. 2018-19
- 474 Physician Orders for Life-sustaining Treatment (Brandes) (FR)38, (CR)161 DSC
- 476 Public Records/Compassionate and Palliative Care Plans/Agency for Health Care Administration (Health Policy and Brandes) (FR)38, (CR)162, (CS)201 DSC
- 478 Trusts (Hukill and Young) (FR)39, (CR)141, (CR)226, (CR)336, (BA)372, (CR)374, (CO)1302 LTS/CBP-HB 413
- SR 480 Public Health Crisis Created by Pornography (Stargel and others) (FR)39, (CO)237, (CO)396 DSC/CBP-CS/HR 157
- SB 482 Driving While a Driver License or Driving Privilege is Canceled, Suspended, or Revoked (Bracy and Rouson) (FR)39, (CR)101 DSC
- 484 Criminal Justice (Appropriations and others) (FR)39, (CS)97, (CR)102, (CR)104, (CO)253, (CR)297, (CS/CS)299 DCS
- 486 Child Care Facilities (Stewart and others) (FR)39, (CO)346, (CR)347 DSC
- 488 Emergency Medical Services (Health Policy and Grimsley) (FR)39, (CS)97, (CR)103 DSC
- 490 WNI
- 492 Provision of Pharmaceutical Services (Garcia) (FR)39, (CR)161, (CR)226 DSC
- 494 Linear Facilities (Lee) (FR)40, (CR)102, (CR)162, (BA)314, (CR)336 LTS/CBP-HB 405
- 496 Out-of-school Suspension (Baxley) (FR)40, (CR)161 DSC
- 498 Office of Public and Professional Guardians Direct-support Organization (Garcia) (FR)40, (CR)101, (CR)104, (CR)227, (BA)256, (CR)256, (BA)267, (BA)268 Ch. 2018-20
- 500 Senior Advocates (Garcia) (FR)40 DSC
- 502 Corporate Income Tax (Appropriations and Stargel) (FR)40, (CR)374, (CR)409, (CS)410, (BA)427, (CR)435, (BA)560, (BA)770, (BA)851, (BA)900 LTS/CBP-HB 7093
- 504 Motor Vehicles (Appropriations and Perry) (FR)40, (CR)102, (CR)337, (CR)353, (CS)356, (BA)924, (CR)969 LTS/CBP-HB 215
- SJR 506 Election of Secretary of State/Membership of Cabinet (Bean) (FR)40 DSC
- SB 508 Public Assistance (Rouson) (FR)40, (CR)226 DSC
- 510 Reporting of Adverse Incidents in Planned Out-of-hospital Births (Rules and others) (FR)41, (CS)97, (CR)102, (CR)103, (CR)205, (CS/CS)208, (BA)313, (CR)336, (BA)370 Ch. 2018-21
- SB 512 Homestead Waivers (Rules and Young) (FR)41, (CR)102, (CR)297, (CS)299, (BA)426, (CR)435, (BA)559 Ch. 2018-22
- 514 Transplant of Human Tissue (Health Policy and Young) (FR)41, (CR)220, (CS)221, (CR)242, (CR)336, (BA)372, (BA)373, (CR)374 LTS/CBP-CS/CS/HB 429
- 516 Duty to Provide Emergency Assistance (Mayfield) (FR)41 DSC
- 518 Motor Vehicle Insurance Coverage Exclusions (Bean) (FR)41, (CR)221 USC/LTS
- 520 Optometry (Rules and others) (FR)41, (CS)97, (CR)102, (CR)226, (CR)435, (CS/CS)436, (BA)546, (CR)564 LTS/CBP-HB 7059
- 522 Incarcerated Parents (Rules and Bean) (FR)41, (CR)102, (CR)204, (CR)228, (CS)229, (BA)686, (CR)718 LTS/CBP-HB 281
- 524 Influenza Virus and Streptococcal Infections (Brandes) (FR)41 DSC
- 526 Deregulation of Professions and Occupations (Regulated Industries and others) (FR)41, (CR)227, (CS)229 DSC
- 528 Health Insurance Coverage for Enteral Formulas (Stargel and Lee) (FR)42 DSC
- 530 Risk Protection Orders (Gibson) (FR)42 DSC/CBP-CS/SB 7026
- 532 Public Records/Voters and Voter Registration (Lee and others) (FR)42, (CR)296, (CO)308, (CR)347, (CO)352 DSC
- 534 Regulation of Pharmacy Benefits Managers (Grimsley and Mayfield) (FR)42 DSC
- 536 Limitations of Actions Other Than for the Recovery of Real Property (Community Affairs and others) (FR)42, (CR)227, (CS)229, (CR)297, (CS/CS)300, (CO)352, (CR)564, (BA)909, (CR)968 LTS/CBP-CS/CS/HB 875
- 538 State and Local Governmental Relations with The Government of Venezuela (Garcia and others) (FR)43, (CR)161, (CO)203, (CR)243, (CR)409, (BA)785, (CR)877, (CO)889 LTS/CBP-HB 359
- 540 Postsecondary Education (Appropriations and others) (FR)43, (CS)97, (CR)103, (CR)206, (CR)228, (CS/CS)229, (CR)242 DCS/CBP-CS/SB 4
- 542 Public Financing of Construction Projects (Rodriguez and Campbell) (FR)44, (CO)308 DSC
- 544 Procurement Procedures (Brandes) (FR)44, (CR)102 DSC
- 546 Transmission of Disease Through Bodily Fluids (Garcia and others) (FR)45, (CO)203 DSC
- 548 Traffic Infraction Detectors (Campbell) (FR)45 DSC
- SR 550 Gulf of Mexico Range Complex (Broxson and others) (FR)45, (CR)161, (CR)227, (CO)253, (CR)296, (BA)314, **315**, (CO)315, (CR)336 Adopted CBP-HR 319
- SB 552 WNI
- 554 Specialty License Plates/Orlando United (Stewart) (FR)45, (MO)771 DCS
- 556 Emergency Medical Air Transportation Services (Stewart) (FR)45 DSC
- 558 Emergency Power for Health Care Facilities (Campbell) (FR)45 DSC
- 560 Public Meetings and Records/Imminent Litigation (Rules and Steube) (FR)45, (CR)102, (CR)141, (CR)228, (CS)231 DCS
- 562 Regulation of Smoking (Community Affairs and Mayfield) (FR)45, (CR)162, (CS)201, (CR)227, (CR)336, (BA)427, (CR)435, (BA)560 DM
- 564 John M. McKay Scholarships for Students with Disabilities Program (Appropriations and Young) (FR)46, (CR)101, (CR)142, (CR)205, (CS)208 DSC
- 566 Unlawful Detention by a Transient Occupant (Judiciary and Young) (FR)46, (CR)102, (CR)142, (CS)157, (CR)227, (BA)430, (CR)435, (BA)563, **564**, **1007** Ch. 2018-83
- 568 Telephone Solicitation (Rules and others) (FR)46, (CS)99, (CR)103, (CR)142, (CS/CS)157, (BA)219, (CR)219, (BA)241 Ch. 2018-23 CBP-CS/CS/SB 740
- 570 Sentencing (Criminal Justice and Bracy) (FR)46, (CR)384, (CS)387 DSC

- SB 572 High-speed Passenger Rail (Transportation and others) (FR)46, (CS)99, (CR)103 DSC
- 574 Tree and Vegetation Trimming and Removal (Community Affairs and Steube) (FR)46, (CR)353, (CS)356 DSC
- 576 Adoptee Birth Certificates (Baxley and others) (FR)46 DSC
- 578 Electronic Health Records (Thurston) (FR)47 DSC
- SJR 580 Declaration of Rights (Rader) (FR)47 DSC
- SB 582 Write-in Candidate Qualifying (Rader) (FR)47, (CR)347, (CR)374, (CR)564, (BA)910, (CR)968 LTS/CBP-HB 6009
- SR 584 Anniversary of the Modern State of Israel (Rader) (FR)266 Adopted CBP-HR 8017
- SB 586 Instructional Personnel Salaries (Rader and others) (FR)47 DSC
- 588 Crimes Evidencing Prejudice (Rader) (FR)47, (CR)295 DSC
- 590 Child Welfare (Appropriations and others) (FR)47, (CS)99, (CR)103, (CR)295, (CR)385, (CR)409, (CS/CS)410, (BA)426, (CR)435, (BA)552, (BA)690, (BA)765, (BA)843, (BA)844 LTS/CBP-CS/CS/HB 1079, CS/CS/HB 1435, HB 5003
- 592 Law Enforcement Practices (Bracy) (FR)47 DSC
- 594 Discrimination in Labor and Employment (Stewart and Torres) (FR)47, (CO)237 DSC
- 596 Control of Human Trafficking (Thurston) (FR)48 DSC
- 598 Public Records/Juvenile Offenders (Thurston) (FR)48 DSC
- 600 Florida Bright Futures Scholarship Program (Campbell) (FR)48 DSC
- 602 Mandatory Minimum Sentences (Criminal Justice and others) (FR)48, (CS)100, (CR)103, (CO)237, (CR)295 DSC
- 604 Actions against Contractors without Required Insurance Coverage (Steube) (FR)48 DSC
- 606 Special Risk Class of the Florida Retirement System (Steube and others) (FR)48 DSC
- 608 Public Records/Identity Theft and Fraud Protection Act (Passidomo) (FR)48, (CR)141, (CR)204, (CR)227 DCS
- 610 Business Filings (Appropriations and Young) (FR)48, (CR)101, (CR)104, (CR)205, (CS)209, (BA)426, (CR)435, (BA)559, (BA)698, (BA)765, (BA)766 LTS/CBP-CS/HB 661
- 612 Residential Tenancies (Community Affairs and Steube) (FR)49, (CS)100, (CR)103 DSC
- 614 Participant Local Government Advisory Council (Community Affairs and others) (FR)49, (CR)162, (CS)201, (CO)308, (CO)346, (CR)348, (CR)353, (BA)910, (CR)968 LTS/CBP-HB 6003
- 616 Motor Vehicle Dealers (Rules and others) (FR)49, (CS)100, (CR)103, (CO)203, (CR)205, (CS/CS)209, (CO)214, (CR)384, (CS/CS/CS)387, (BA)551, (BA)552, (CR)564, (BA)580, **581** DM
- 618 Subpoenas in Investigations of Sexual Offenses (Judiciary and others) (FR)49, (CR)142, (CS)157, (RC)201, (CR)205, (CS/CS)209, (CR)353, (BA)930, (BA)931, (CR)969 LTS/CBP-CS/HB 581
- 620 Taxation (Appropriations and others) (FR)49, (CS)100, (CR)103, (CR)206, (CO)214, (CO)352, (CR)718, (CS/CS)718, (CO)883, (BA)935, (BA)939, (BA)940, (BA)941, (CR)969 LTS/CBP-CS/HB 7087
- 622 Health Care Facility Regulation (Rules and others) (FR)50, (CR)101, (CR)162, (CO)253, (CR)297, (CS)300, (CR)435, (CS/CS)436, (BA)547, (BA)549, (CR)564, (CO)575, (BA)577, **580** Ch. 2018-24 CBP-HB 283
- 624 Drones (Criminal Justice and Young) (FR)51, (CR)243, (CS)243, (CR)296 DSC
- 626 Public Electric Utility Rates (Rodriguez) (FR)51 DSC
- 628 Maintenance of Certification or Recertification (Grimsley and others) (FR)51 DSC
- 630 WNI
- SB 632 Vessel Registration (Transportation and others) (FR)51, (CS)100, (CR)103, (CO)308, (CR)337, (CR)384, (BA)425, (CR)435, (BA)**558** DM
- 634 Residential Treatment Center Requirements (Children, Families, and Elder Affairs and Steube) (FR)51, (CR)374, (CS)375 DSC
- 636 Licensure of Internationally Trained Physicians (Campbell) (FR)51 DSC
- 638 Delivery of Nursing Services (Campbell) (FR)52 DSC
- 640 Consumer Finance Loans (Rouson) (FR)52, (CR)161, (CR)226, (CR)564 DCS/CBP-CS/SB 386
- 642 Deferred Presentment Transactions (Baxley and Taddeo) (FR)53, (CO)214 DSC
- 644 Juvenile Civil Citation and Similar Diversion Programs (Criminal Justice and others) (FR)53, (CS)100, (CR)102 DSC/CBP-CS/CS/SB 1392
- 646 Sunshine Scholarship Program (Rodriguez and Farmer) (FR)53 DSC
- 648 Employment Services for Persons with Disabilities (Baxley and Campbell) (FR)53, (CR)101, (CR)142, (CO)214, (CR)384, (BA)688, (CR)718 LTS/CBP-HB 1437
- 650 Administrative Review of Property Taxes (Baxley) (FR)53 DSC
- 652 Costs of Prosecution and Investigation (Stargel) (FR)53 DSC
- 654 Early Childhood Music Education Incentive Pilot Program (Appropriations and Perry) (FR)53, (CR)161, (CR)348, (CR)384, (CS)387, (BA)428, (CR)435, (BA)**561** DM
- 656 Public Utility Environmental Remediation Costs (Rodriguez) (FR)53 DSC
- 658 Tourist Development Tax (Brandes) (FR)53, (CR)101, (CR)297 DSC/CBP-CS/HB 7087
- 660 Florida Insurance Code Exemption for Nonprofit Religious Organizations (Brandes) (FR)53, (CR)141, (CR)204, (CR)227, (BA)315, (BA)316, (CR)336, (BA)**370** Ch. 2018-25
- 662 Protection for Vulnerable Investors (Commerce and Tourism and others) (FR)53, (CO)237, (CR)296, (CR)374, (CS)375, (CR)564, (BA)765, (CR)771, (BA)843, (BA)939 DCS
- 664 Salvage of Pleasure Vessels (Rules and others) (FR)54, (CS)100, (CR)104, (CR)228, (CS/CS)231, (CO)346, (CR)384, (CS/CS/CS)388 DCS
- 666 Noncriminal Traffic Infractions (Brandes) (FR)54, (CR)101, (CR)348 DSC/CBP-CS/HB 7087
- 668 Year-round School Programs (Brandes) (FR)54 DSC
- 670 Ratification of Rules of the St. Johns River Water Management District () (FR)54, (CR)102, (CR)336, (BA)373, (CR)374, (CO)396 LTS/CBP-HB 7035
- 672 Truck License Taxes (Stargel and others) (FR)54, (CR)141, (CR)162, (CO)237, (CO)352, (CR)683 DCS/CBP-CS/HB 7087
- 674 Steroid Use in Racing Greyhounds (Young and Rouson) (FR)54, (CR)204, (CR)296, (CO)308, (CR)353, (BA)428, (CR)435, (BA)**562** DM
- 676 Equitable Distribution of Marital Assets and Liabilities (Rules and Passidomo) (FR)54, (CR)141, (CR)226, (CR)384, (CS)388, (BA)687, (CR)718 LTS/CBP-HB 639
- 678 Renters Insurance (Gibson) (FR)54, (CR)102 DSC
- 680 Construction Defect Claims (Passidomo) (FR)54 DSC
- 682 Students Remaining on School Grounds During School Hours (Garcia) (FR)55 DSC
- 684 Transportation Facility Designations/Tom Petty Memorial Highway (Transportation and Perry) (FR)55, (CS)101, (CR)103 DSC
- 686 Tax on Sales, Use, and Other Transactions (Perry) (FR)55, (CR)101 DSC
- 688 Charter County and Regional Transportation System Surtax (Garcia) (FR)55, (CR)101, (CO)203, (CR)243, (CO)352 DSC
- 690 Criminal History Records (Brandes) (FR)55 DSC
- 692 Public Records/Sealing of Criminal History Records (Brandes) (FR)55 DSC

- SB
- 694 Mandatory Sentences (Appropriations and others) (FR) 55, (CR)102, (CR)242, (CR)354, (CR)384, (CS)388 DCS
- 696 Conversion Therapy (Rodriguez and others) (FR)55 DSC
- 698 WNI
- 700 Strategic Fuel Reserve (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)55, (CO) 237, (CR)257, (CS)259 DSC
- 702 Criminal History Records in Applications for Public Employment and Admission to Public Postsecondary Educational Institutions (Farmer) (FR)55 DSC
- 704 Voter Registration (Farmer) (FR)56 DSC
- 706 Crime Stoppers Organizations (Judiciary and others) (FR)56, (CR)297, (CS)301, (CO)308, (CR)348, (CS/CS) 349 DSC
- 708 Performance of Physician Assistants and Advanced Registered Nurse Practitioners (Brandes and Campbell) (FR)56, (CO)969 DSC
- 710 Prescription Drug Donation Repository Program (Appropriations and others) (FR)56, (CS)101, (CR)103, (CR) 354, (CR)409, (CS/CS)410, (BA)428, (CR)435, (BA)561 DM
- 712 Autonomous Vehicles (Transportation and Brandes) (FR) 56, (CR)227, (CS)231 DSC
- 714 Patient's Choice of Providers (Baxley) (FR)56 DSC
- 716 Nuclear Cost Recovery (Rodriguez) (FR)56 DSC
- 718 Directional Signs for Veterans' Facilities (Farmer) (FR) 57 DSC
- 720 Children's Initiatives (Young and Campbell) (FR)57, (CR) 141, (CR)220, (CR)564, (BA)909, (BA)910, (CR)968 LTS/ CBP-HB 449
- 722 Retirement (Garcia and Rader) (FR)57, (CR)161, (CO) 308 DSC
- 724 Hospice Care (Garcia and Baxley) (FR)57 DSC
- 726 Smoking Marijuana for Medical Use (Farmer) (FR)57 DSC
- 728 Child Restraint Requirements (Perry) (FR)57 DSC
- 730 Housing Finance Authorities (Community Affairs and Perry) (FR)57, (CR)162, (CS)201, (CR)354 DSC/CBP- CS/HB 7087
- 732 K-12 Education (Appropriations and others) (FR)57, (CR) 220, (CS)221, (CR)348, (CR)718, (CS/CS)719, (BA)843, (CR)877, (BA)935, (BA)936, (CO)969 LTS/CBP-CS/CS/ HB 731, CS/HB 7055
- 734 Homeowners' Associations (Baxley) (FR)58 DSC
- 736 Prohibited Conduct Between Authority Figures and Students (Baxley) (FR)58 DSC/CBP-CS/HB 495
- 738 Public Records and Public Meetings/Firesafety System Plans (Perry) (FR)58, (CR)220, (CR)296, (CR)353, (BA) 912, (CR)968 LTS/CBP-CS/HB 411
- 740 Department of Agriculture and Consumer Services (Appropriations and others) (FR)58, (CR)142, (CS)158, (CR) 228, (CR)384, (CS/CS)388, (BA)422, (BA)424, (CR)435, (BA)555, 556 Ch. 2018-84 CBP-CS/CS/SB 568
- 742 Assault or Battery on Health Care Providers (Grimsley and Taddeo) (FR)59, (CO)237 DSC
- 744 Laser Hair Removal or Reduction (Appropriations and others) (FR)59, (CR)353, (CS)356, (RC)360, (CR)718, (CS/ CS)720 DSC
- 746 Florida Fire Prevention Code (Banking and Insurance and Bean) (FR)59, (CR)228, (CS)231, (CR)336, (CR)384, (BA)910, (CR)968 LTS/CBP-CS/HB 529
- 748 Back-the-Blue Law Enforcement Assistance Program (Grimsley and others) (FR)59, (CO)352 DSC
- 750 Public Records (Perry) (FR)59, (CR)141 DSC
- 752 Specialty License Plates/Childhood Cancer Awareness (Mayfield) (FR)60, (CR)102, (CR)337, (CR)353, (BA)429, (CR)435, (BA)563 DM
- SR
- 754 Diabetes Awareness Month (Gibson and Torres) (FR) 310 Adopted
- SB
- 756 Unfair Insurance Trade Practices (Rules and Grimsley) (FR)60, (CR)161, (CR)226, (CR)565, (CS)565, (BA)932, (CR)969 LTS/CBP-CS/HB 533
- SB
- 758 Diabetes Educators (Health Policy and others) (FR)60, (CR)296, (CS)301, (CR)384 DSC
- 760 Grounds for Nonrecognition of Out-of-country Foreign Judgments (Bean) (FR)60, (CR)102, (CR)141, (CR)296, (BA)373, (CR)374 LTS/CBP-HB 623
- 762 Permissible Insurance Acts (Commerce and Tourism and others) (FR)60, (CR)227, (CS)231, (CR)297, (CS/CS)301, (CR)564, (BA)910, (CR)968 LTS/CBP-CS/CS/HB 483
- 764 Dental Student Loan Repayment Program (Appropriations and others) (FR)60, (CR)161, (CO)346, (CR)348, (CR)384, (CS)389, (BA)425, (CR)435, (BA)558 DM
- 766 Tax Exemption on Aircraft Sales or Leases (Commerce and Tourism and Bean) (FR)60, (CR)242, (CS)243 DSC
- SR
- 768 Florida Behavior Analysis Month (Bean) (FR)781 Adopted
- SB
- 770 Transportation Disadvantaged (Garcia) (FR)60, (CR) 204 DSC
- 772 Homestead Exemption Implementation (Grimsley and Passidomo) (FR)60 DSC/CBP-CS/HB 7087
- 774 Dependency Proceedings (Judiciary and others) (FR)61, (CR)205, (CS)209, (CR)384, (CS/CS)389, (CR)683, (BA) 798, (CR)877, (BA)894 DM/CBP-CS/CS/HB 1079
- 776 Theft (Criminal Justice and Grimsley) (FR)61, (CR)227, (CS)232, (CR)353, (CR)564, (BA)748, (CR)771 LTS/ CBP-HB 491
- 778 Sports Development (Lee) (FR)61 DSC
- 780 Prohibition Against Contracting with Scrutinized Companies (Brandes and Campbell) (FR)61, (CR)161, (CR) 348, (CO)352, (CR)353, (BA)406, (BA)407, (BA)408, (CR) 409 LTS/CBP-HB 545
- 782 Bollards Grant Program (Rodriguez) (FR)61 DSC
- 784 Insurance (Judiciary and others) (FR)61, (CR)337, (CS) 337, (RC)340, (CR)384, (CS/CS)389, (RC)394, (CR)683, (BA)934, (BA)935, (CR)969 LTS/CBP-CS/CS/HB 465, CS/CS/CS/HB 1073
- 786 Land Acquisition Trust Fund (Mayfield and Hukill) (FR) 61, (CO)734 DSC
- 788 Alternative High School Graduation Requirements (Montford) (FR)62 DSC
- SJR
- 790 Lieutenant Governor (Lee) (FR)62 DSC
- 792 Chief Financial Officer (Ethics and Elections and Lee) (FR)62, (CR)257, (CS)259, (RC)260, (CR)295, (CR)353, (CR)565, (BA)839, (CR)877, (BA)895, 896 DM
- SB
- 794 Sunshine Scholarship Program (Braynon and Taddeo) (FR)62, (CO)237 DSC
- 796 Specialty License Plates/Florida State Beekeepers Association (Rader and others) (FR)62, (CR)141, (CO)237 DSC
- 798 Background Screening (Braynon and Torres) (FR)62, (CO)237 DSC
- 800 Infectious Disease Elimination Pilot Program (Braynon and others) (FR)62, (CR)161, (CR)221, (CO)237, (CR)257, (BA)313, (CR)336, (BA)370, (BA)399, (BA)408, (BA)431, (BA)553, 554 DM
- 802 WNI
- 804 Possession of Real Property (Rules and Passidomo) (FR) 62, (CR)141, (CR)374, (CR)565, (CS)565, (BA)688, (BA) 689, (CR)718 LTS/CBP-CS/HB 631
- 806 Water Management District Surplus Lands (Rules and Baxley) (FR)63, (CR)161, (CR)220, (CR)565, (CS)566, (BA)912, (BA)913, (CR)968 LTS/CBP-CS/HB 703, CS/ CS/CS/HB 705
- 808 Public Records/Surplus Lands (Environmental Preservation and Conservation and Baxley) (FR)63, (CR)297, (CS)301, (CR)347, (CR)565, (BA)912, (CR)968 LTS/ CBP-CS/CS/CS/HB 705, CS/HB 703
- 810 Vote-by-mail Ballots (Rules and Powell) (FR)63, (CR)296, (CR)384, (CS)389 DCS
- SJR
- 812 Court of Claims (Hukill) (FR)63 DSC

	814	Court of Claims (Hukill) (FR)63 DSC	SM	882	Deferred Action for Childhood Arrivals Program (Campbell and others) (FR)67, (CO)160, (CR)161, (CO)346 DSC
	816	Annual Sales Tax Holiday for Veterans of the United States Armed Forces (Powell) (FR)63 DSC			
	818	Emergency Exemption from Tolls (Powell) (FR)63, (CR)226 DSC/CBP-CS/CS/HB 141	SB	884	WNI
	820	Firesafety Inspectors (Governmental Oversight and Accountability and Powell) (FR)63, (CR)220, (CS)221, (CR)296, (CR)565, (BA)935, (CR)969, (BA)1023 DM		886	Defrauding or Attempting to Defraud Drug Tests (Baxley) (FR)67 DSC
	822	Beverage Law (Rules and others) (FR)63, (CR)142, (CS)158, (CR)297, (CS/CS)302, (CR)565, (CS/CS/CS)566 DCS	SM	888	ESPERER Act of 2017 (Campbell) (FR)67 DSC
	824	School District Price Level Index (Garcia and Flores) (FR)63, (CO)160, (CR)226 DSC	SB	890	Insurance Coverage for Hearing Aids for Children (Baxley and others) (FR)67, (CO)160, (CO)214, (CO)225, (CO)265 DSC
	826	Taxpayers' Rights Advocate (Rules and others) (FR)64, (CR)142, (CS)159, (CR)297, (CR)353, (CS/CS)356 DCS/CBP-CS/HB 7087		892	Financial Institution Payments to Surviving Successors (Garcia) (FR)67 DSC
SJR	828	Prohibition Against Hydraulic Fracturing and Other Forms of Well Stimulation (Farmer) (FR)64 DSC		894	Mortgage Regulation (Rules and Garcia) (FR)68, (CR)220, (CR)296, (CR)353, (CS)356, (BA)406, (CR)409, (BA)433, (BA)435 LTS/CBP-CS/HB 935
SB	830	Nursing Home and Assisted Living Facility Resident Rights (Farmer) (FR)64 DSC		896	Nursing Homes and Related Health Care Facilities (Farmer) (FR)68 DSC
	832	Funds for the Education of Inmates (Farmer) (FR)64 DSC/CBP-HB 5003		898	Self-service Storage Facilities (Perry) (FR)69 DSC
	834	Well Stimulation (Farmer) (FR)64 DSC		900	Firefighters (Community Affairs and others) (FR)69, (CR)227, (CS)232, (CR)347, (CS/CS)349, (RC)360 DSC
	836	Correctional Privatization (Farmer) (FR)64 DSC		902	Tax on Commercial Real Property (Perry) (FR)69 DSC
	838	Sale and Delivery of Firearms (Farmer and Rodriguez) (FR)64, (CO)365 DSC		904	Judicial Process (Commerce and Tourism and others) (FR)70, (CR)257, (CS)259, (CR)374, (CS/CS)375, (MO)771, (BA)932, (CR)969 LTS
	840	Gaming (Appropriations and Hutson) (FR)64, (CR)204, (CR)354, (CR)718, (CS)720, (BA)842, (BA)851, (BA)852, (CR)877 LTS		906	Public Records/Health Care Facilities (Health Policy and Young) (FR)70, (CR)162, (CS)201, (CR)227, (CR)336, (BA)747, (CR)771 LTS/CBP-CS/CS/HB 551
	842	Home Warranties (Broxson) (FR)65 DSC		908	Construction Bonds (Judiciary and Steube) (FR)70, (CR)227, (CS)232 DSC
	844	Excess Credit Hour Surcharges (Education and Bean) (FR)65, (CR)296, (CS)302, (CR)354, (CR)683, (BA)913, (CR)969 LTS/CBP-CS/HB 565		910	Local Business Taxes (Garcia) (FR)70, (CR)161 DSC/CBP-CS/HB 7087, SB 100
	846	Sheriffs Providing Child Protective Investigative Services (Gainer and Steube) (FR)65, (CR)295, (CR)436 DSC		912	Agency Rulemaking (Broxson) (FR)70, (CR)161 DSC
	848	Telepharmacy (Health Policy and others) (FR)65, (CR)296, (CS)302, (CR)683, (MO)877, (BA)929, (BA)930, (CO)969, (CR)969, (BA)1021 DM		914	Practice of Pharmacy (Garcia) (FR)70 DSC
	850	Actions for Rent or Possession (Rodriguez) (FR)65 DSC		916	Ad Valorem Taxation (Grimsley) (FR)70 DSC
	852	Transportation Infrastructure (Appropriations and others) (FR)65, (CO)160, (CR)205, (CS)210, (CO)346, (CR)385, (CO)396, (CR)718, (CS/CS)721 DCS		918	Clerks of the Court (Rules and others) (FR)70, (CR)226, (CR)353, (CS)356, (CR)565, (CS/CS)566, (BA)748, (CR)771 LTS/CBP-CS/CS/HB 1361
	854	Correctional Officers (Criminal Justice and Brandes) (FR)66, (CR)142, (CS)159, (CR)348, (CR)384, (BA)687, (CR)718 LTS		920	Deferred Presentment Transactions (Rules and others) (FR)71, (CR)161, (CR)243, (CS)243, (RC)260, (CR)353, (CS/CS)356, (CR)435, (CS/CS/CS)438, (BA)549, (BA)551, (CR)564, (BA)580 Ch. 2018-26
	856	High School Graduation Requirements (Montford and others) (FR)66, (CR)226, (CO)308, (CR)337, (CR)384, (BA)931, (CR)969, (CO)1302 LTS/CBP-HB 577		922	Sale of Alcoholic Beverages (Bean and Brandes) (FR)71, (CR)204, (CR)347, (CO)445, (CR)565, (BA)842, (CR)877 LTS/CBP-CS/HB 1265
	858	Daylight Saving Time (Commerce and Tourism and others) (FR)66, (CR)220, (CS)221, (CR)348, (CS/CS)349, (CR)435, (BA)687, (CR)718 LTS/CBP-HB 1013		924	Health Benefit Coverage for Prescription Eye Drop Refills (Baxley) (FR)71 DSC
	860	Criminal History Records (Criminal Justice and Bracy) (FR)66, (CR)227, (CS)232 DSC		926	Natural Gas Fuel Taxes (Broxson) (FR)71, (CR)204, (CR)374 DSC/CBP-CS/HB 7087
	862	Public Records/Sealing of Criminal History Records (Criminal Justice and Bracy) (FR)66, (CR)227, (CS)232, (CR)296 DSC		928	Theft (Criminal Justice and others) (FR)71, (CR)142, (CS)159, (CR)227 DSC
	864	WNI/CBP-HB 6059		930	Placement of Instructional Personnel (Montford) (FR)71 DSC
	866	Sentencing (Bracy) (FR)66, (CR)141, (CR)226 DSC		932	Citizen Support Organization for Florida Missing Children's Day (Bracy) (FR)71, (CR)204 DSC/CBP-CS/CS/HB 591
	868	Presentence Information (Bracy) (FR)66 DSC		934	Property Tax Exemptions (Hukill) (FR)71, (CR)161 DSC
	870	Capital Felonies (Bracy) (FR)66, (CR)296, (CR)565, (BA)798, (CR)877, (BA)935, (BA)1024 DM		936	Juvenile Justice (Criminal Justice and others) (FR)72, (CO)214, (CR)220, (CS)222 DSC
	872	Young Farmers and Ranchers (Appropriations and Grimsley) (FR)66, (CR)141, (CR)228, (CR)384, (CS)390, (BA)422, (CR)435, (BA)555, 1008 Ch. 2018-85		938	Department of Corrections' Direct-support Organization (Bracy) (FR)72, (CR)204, (CR)348, (CR)353, (BA)749, (CR)771 LTS/CBP-HB 6059
	874	State Funds (Passidomo and others) (FR)66, (CR)161, (CO)203 DSC	SM	940	Puerto Rico (Rodriguez and others) (FR)72, (CR)242, (CR)336, (BA)931, (BA)932, (CO)969, (CR)969 LTS/CBP-CS/HM 147
	876	Alarm Verification (Regulated Industries and others) (FR)67, (CR)142, (CS)159, (CR)220, (CO)225, (CR)336, (BA)746, (CR)771 LTS/CBP-CS/HB 539	SB	942	Department of Juvenile Justice's Direct-support Organization (Criminal Justice and Bracy) (FR)72, (CR)205, (CS)210, (CR)348, (CR)353, (BA)422, (CR)435, (BA)555 DM/CBP-CS/SB 1552
	878	Noneconomic Damages for Wrongful Death Suits (Campbell) (FR)67 DSC			
	880	Criminal Justice (Campbell) (FR)67 DSC			

- SB 944 Teacher Scholarship Program (Montford) (FR)72 DSC
- 946 Florida Keys Community College (Flores) (FR)72 DSC
- 948 Tera Ross Memorial Interchange (Book and Baxley) (FR) 72 DSC/CBP-CS/SB 382
- 950 State Employment (Mayfield) (FR)72, (CR)141, (CR)228, (CR)257, (BA)749, (CR)771 LTS/CBP-HB 651
- 952 Cruelty to Animals (Steube and others) (FR)73, (CO)225, (CO)237, (CR)296, (CR)347 DSC/CBP-CS/SB 1576
- 954 State Employees' Prescription Drug Program (Passidomo) (FR)73, (CR)220, (CR)348 DSC
- 956 Public Records (Mayfield) (FR)73 DSC
- 958 Public Records/Trade Secrets (Mayfield) (FR)74 DSC
- 960 Mental Health and Substance Abuse (Appropriations and others) (FR)74, (CR)142, (CS)159, (CR)221, (CR)353, (CS/CS)357, (BA)931, (CR)969 LTS
- 962 Telephone Solicitation (Commerce and Tourism and others) (FR)74, (CR)142, (CS)159, (CR)227, (CO)237, (BA) 690, (CR)718, (CO)1302 LTS/CBP-CS/HB 1267
- 964 Voting Systems (Ethics and Elections and others) (FR)74, (CR)141, (CR)297, (CS)302, (CR)341, (CR)374, (CS/CS) 375 DSC
- 966 Educational Standards for K-12 Public Schools (Baxley and others) (FR)74, (CO)203, (CO)214 DSC
- 968 Mastery-based Education (Brandes) (FR)74 DSC
- 970 Alcohol and Drug-related Overdoses (Judiciary and others) (FR)74, (CR)142, (CS)159, (CR)228, (CS/CS)232, (CR) 353 DCS
- 972 Home Inspectors (Farmer) (FR)75 DSC
- SJR 974 Permanently Installed Standby Generators/Exemption from Certain Taxation and Assessment (Brandes) (FR) 75 DSC
- SB 976 Ad Valorem Taxation of Generators (Brandes) (FR)75 DSC
- SJR 978 Percentage of Elector Votes Required to Approve an Amendment or a Revision (Baxley) (FR)75 DSC
- SB 980 Publicly Funded Retirement Programs (Brandes) (FR) 75 DSC
- 982 Care for Retired Law Enforcement Dogs (Powell) (FR)75, (CR)204, (CR)348, (CR)353, (BA)425, (BA)426, (CR)435, (BA)558, **559** DM
- 984 Metropolitan Planning Organizations (Brandes) (FR) 75 DSC
- 986 Medical Use of Marijuana in Schools (Montford) (FR)75 DSC
- 988 Public Records/ First Responder Network Authority/Nationwide Public Safety Broadband Network (Perry) (FR) 76, (CR)220, (CR)353, (BA)406, (BA)407, (CR)409 LTS/CBP-CS/HB 755
- 990 Rural Communities (Commerce and Tourism and others) (FR)76, (CO)203, (CR)205, (CS)210 DSC
- 992 C-51 Reservoir Project (Appropriations and Book) (FR)76, (CR)295, (CR)354, (CR)435, (BA)553, (CR)565, (CS)566, (BA)**581** DM
- 994 Tobacco Products (Mayfield) (FR)76 DSC
- 996 Cardiopulmonary Resuscitation in Public Schools (Mayfield) (FR)77, (CR)226, (CR)337 DSC/CBP-CS/HB 7055
- 998 Child-placing Agencies (Book) (FR)77 DSC
- 1000 Homestead Exemption for Surviving Spouses of Deceased Disabled Veterans (Grimsley) (FR)77 DSC
- 1002 Guardianship (Appropriations and others) (FR)77, (CR) 141, (CO)308, (CR)348, (CR)384, (CS)390, (BA)687, (BA) 688, (CR)718 LTS/CBP-CS/HB 1187
- 1004 Persons Authorized to Visit Juvenile Facilities (Criminal Justice and Brandes) (FR)77, (CR)205, (CS)210, (CR)384, (BA)690, (CR)718 LTS/CBP-CS/HB 361
- 1006 Disaster Response and Preparedness (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)77, (CO)237, (CO)308, (CR)347, (CS)350 DSC
- SB 1008 Relief of Ruth Arizpe by the Palm Beach County Board of County Commissioners (Taddeo) (FR)77 DSC
- 1010 Relief of Dominguez by Hillsborough County (Taddeo) (FR)349 DSC
- 1012 Toll Operations (Appropriations and others) (FR)78, (CR) 204, (CO)308, (CR)348, (CR)718, (CS)721, (BA)935, (CR) 969 LTS/CBP-CS/CS/HB 141
- 1014 Recyclable Materials (Stewart and Torres) (FR)78, (CO) 237 DSC
- SM 1016 Supplemental Nutrition Assistance Program (Bean) (FR) 78 DSC
- SB 1018 Designation of Eligible Telecommunications Carriers (Governmental Oversight and Accountability and others) (FR)78, (CR)142, (CS)159, (CR)297, (CS/CS)302, (CO) 308, (CR)384, (BA)428, (BA)429, (CR)435, (BA)**562** DM
- 1020 Alcohol Deliveries (Rules and others) (FR)78, (CR)142, (CS)159, (CR)205, (CS/CS)210, (CO)214, (CR)353, (CS/CS/CS)357, (BA)842, (BA)843, (CR)877 LTS/CBP-CS/ HB 667
- 1022 Determination of Parentage (Children, Families, and Elder Affairs and Steube) (FR)78, (CR)141, (CR)205, (CS) 210 DSC
- 1024 Ticket Websites (Regulated Industries and Hukill) (FR) 78, (CR)353, (CS)357 DSC
- 1026 Text-to-911 Service (Book and others) (FR)78, (CO)160, (CR)220 DSC
- 1028 Corporations (Thurston) (FR)78, (CR)204, (CR)242, (CR) 384, (BA)426, (CR)435, (BA)552, (BA)690 LTS/CBP-HB 1285
- 1030 Judicial Nominating Commissions (Bean) (FR)79 DSC
- 1032 STEMI Registry (Baxley) (FR)79 DSC
- 1034 Mediation (Steube) (FR)79 DSC
- 1036 Labor Organizations (Steube) (FR)79 DSC
- 1038 Energy 2040 Task Force (Brandes and others) (FR)79, (CR)141, (CO)214 DSC
- 1040 Retail Theft (Baxley) (FR)79 DSC
- 1042 Notaries Public (Governmental Oversight and Accountability and others) (FR)79, (CO)214, (CR)242, (CR)353, (CS)357, (CR)565, (BA)749, (BA)761, (CR)771, (BA)849, **850** DM
- 1044 Victims of Human Trafficking (Children, Families, and Elder Affairs and others) (FR)80, (CR)348, (CS)350, (CO) 352, (CO)365, (CO)396, 920 DSC
- 1046 Trust Fund for Victims of Human Trafficking and Prevention/Department of Law Enforcement (Children, Families, and Elder Affairs and others) (FR)80, (CR)347, (CS)350, (CO)352, (CR)384, (BA)427, (CR)435, (BA)552, (BA)**581** DM
- 1048 Firearms (Judiciary and others) (FR)80, (CO)214, (CR) 228, (CS)232, (CR)296, (CO)308, (BA)314, (CR)336, (BA) 370, (BA)399, (BA)408, (BA)431, (BA)555, (BA)770, (BA) 851, (BA)902, (BA)1026 DCS
- 1050 Specialty License Plates/Orlando City Soccer Club (Bracy and Stewart) (FR)80, (CR)296, (MO)770 DCS
- 1052 Lost or Abandoned Property (Banking and Insurance and others) (FR)80, (CR)162, (CS)201, (CO)203, (CR)228, (CS/CS)232 DSC
- SR 1054 DNI/CBP-HR 8017, SR 584
- SB 1056 Computer Science Instruction (Appropriations and others) (FR)80, (CR)205, (CS)211, (CR)348, (CR)718, (CS/CS) 721, (BA)789, (CR)877 LTS/CBP-CS/HB 495
- SR 1058 DNI
- SB 1060 Defamation (Campbell) (FR)80, (CR)204 DSC
- SR 1062 Jewish American Heritage Week (Campbell and others) (FR)366, (CO)367 Adopted CBP-HR 8011

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|---|--|
| <p>1064 Dual Enrollment Programs (Baxley) (FR)81, (CR)226, (CR)348 DSC/CBP-CS/HB 7055</p> <p>1066 Transportation Facility Designations (Appropriations and Baxley) (FR)81, (CR)296, (CR)354, (CR)718, (CS)721, (BA)915, (CR)969, (BA)1018 DM/CBP-CS/SB 382</p> <p>1068 Office of Drug Control (Rader) (FR)81 DSC</p> <p>1070 Eligibility for Medical Assistance and Related Services (Thurston) (FR)81 DSC</p> <p>1072 Adoption Assistance for Children Within the Child Welfare System (Thurston) (FR)81 DSC</p> <p>1074 Equity In School-level Funding (Thurston) (FR)81 DSC</p> <p>1076 Franchises (Steube) (FR)81, (CR)242 DSC</p> <p>1078 Public Records/United States Census Bureau (Perry) (FR)81, (CR)162, (CR)296, (BA)373, (CR)374, (BA)401, (BA)408, (BA)431, (BA)434, (BA)435 LTS/CBP-HB 7053</p> <p>1080 John M. McKay Scholarships for Students with Disabilities Program (Baxley and Mayfield) (FR)81, (CO)265 DSC</p> <p>1082 Electric Vehicle Charging Stations (Transportation and Simmons) (FR)81, (CR)347, (CS)350 DSC</p> <p>1084 Pay-for-success Contracts (Rouson) (FR)82 DSC</p> <p>1086 Anatomical Gifts (Stargel) (FR)82 DSC</p> <p>1088 Training Requirements for Assisted Living Facility Employees (Broxson) (FR)82 DSC/CBP-CS/CS/SB 622</p> <p>1090 Enrollment of Dependent Children of Active Duty Military Personnel in the Florida Virtual School (Education and Young) (FR)82, (CR)205, (CS)211, (CR)337 DSC/CBP-CS/HB 29</p> <p>1092 Public Meetings (Rader) (FR)82 DSC</p> <p>1094 Trespass on Airport Property (Simmons) (FR)82, (CR)347, (CR)374, (CR)565, (BA)917, (CR)969 LTS/CBP-HB 523</p> <p>1096 Victim Assistance (Simmons) (FR)82 DSC</p> <p>1098 Employee Leasing Companies (Thurston) (FR)82 DSC</p> <p>1100 Wastewater Treatment Facilities (Thurston) (FR)83 DSC</p> <p>1102 Reclassification of Offenses Involving Certain Firearms or Firearm Accessories (Thurston) (FR)83 DSC</p> <p>1104 Transportation (Appropriations and others) (FR)83, (CR)205, (CS)211, (CR)354, (CR)771, (CS/CS)771, (BA)911, (CR)968, (BA)974, 976 DM/CBP-CS/CS/HB 141, HB 215</p> <p>1106 Genetic Information Used for Insurance (Banking and Insurance and Bean) (FR)83, (CR)337, (CS)338, (CR)347 DSC</p> <p>1108 Sales Tax Exemption for Political Subdivisions (Young) (FR)83 DSC</p> <p>1110 Volunteer Florida, Inc. (Perry) (FR)83 DSC/CBP-HB 6033</p> <p>1112 Motor Vehicle Theft (Thurston) (FR)83 DSC</p> <p>1114 Professional Regulation (Commerce and Tourism and others) (FR)83, (CO)160, (CR)220, (CO)237, (CR)297, (CS)302, (RC)341 DSC</p> <p>1116 Emergency Alerts (Simmons) (FR)84 DSC</p> <p>1118 Florida LAKEWATCH Program (Perry) (FR)84 DSC</p> <p>1120 Expert Witnesses (Perry and Passidomo) (FR)84, (CO)214 DSC</p> <p>1122 Florida Business and Workforce Competitiveness Trust Fund/Department of Economic Opportunity (Braynon) (FR)84, (CR)204 DSC</p> <p>1124 Reemployment Assistance Program Law Contribution Rates (Commerce and Tourism and Braynon) (FR)84, (CR)205, (CS)211 DSC</p> <p>1126 Licensure of Check Cashers (Banking and Insurance and Brandes) (FR)84, (CR)337, (CS)338 DSC</p> <p>1128 Pharmacies (Health Policy and Stargel) (FR)85, (CR)257, (CS)259, (RC)261, (CR)353, (CR)384, (BA)910, (BA)911, (CR)968 LTS/CBP-CS/HB 675</p> <p>1130 Land Acquisition Trust Fund within the Department of State (Powell) (FR)85, (CR)161, (CR)221, (CR)257, (BA)373, (CR)374 LTS/CBP-HB 7033</p> | <p>SB</p> <p>1132 Vessel Safety Inspection Decals (Appropriations and Hutson) (FR)85, (CR)161, (CR)228, (CR)384, (CS)390, (BA)424, (CR)435, (BA)557 Ch. 2018-27</p> <p>1134 Department of Health Responsibilities Related to the Medical Use of Marijuana (Rules and others) (FR)85, (CO)160, (CR)205, (CS)211, (CR)297, (CS/CS)303, (CR)565, (CS/CS/CS)566, (BA)786, (CR)877 LTS/CBP-HB 6049</p> <p>SJR</p> <p>1136 Medicaid Expansion (Taddeo and Campbell) (FR)85, (CO)308 DSC</p> <p>SB</p> <p>1138 Public Lodging Minimum-stay Requirements (Steube) (FR)85 DSC</p> <p>1140 Residential Property Insurance Contracts (Garcia) (FR)85 DSC</p> <p>1142 Expunction and Sealing of Criminal History Records (Judiciary and Steube) (FR)85, (CR)296, (CR)348, (CS)350 DSC/CBP-CS/HB 1065</p> <p>1144 Permit Fees (Appropriations and others) (FR)85, (CR)162, (CS)201, (CR)297, (CR)435, (CS/CS)438 DCS</p> <p>1146 Books to Babies Pilot Project (Simmons) (FR)85 DSC</p> <p>1148 De-escalation Training (Thurston) (FR)86 DSC</p> <p>1150 School Readiness Program Funding (Steube) (FR)86 DSC</p> <p>1152 School-level Funding (Garcia) (FR)86 DSC</p> <p>1154 License Plate Decals for Organ Donors (Perry) (FR)86, (CR)296 DSC</p> <p>1156 Missing Persons (Appropriations and others) (FR)86, (CR)204, (CR)348, (CR)435, (CS)438, (BA)688, (CR)718 LTS/CBP-CS/CS/HB 591</p> <p>1158 Display of the State Motto (Perry) (FR)86 DSC/CBP-CS/HB 7055</p> <p>1160 Family Self-sufficiency (Steube) (FR)86 DSC</p> <p>SR</p> <p>1162 University of Florida (Perry) (FR)367 Adopted</p> <p>1164 Meningococcal Disease (Book) (FR)367 Adopted CBP-HR 8065</p> <p>SB</p> <p>1166 Storm Hardening (Rodriguez) (FR)86 DSC</p> <p>1168 Insurance (Judiciary and others) (FR)86, (CR)227, (CS)232, (CR)297, (CS/CS)303 DSC</p> <p>1170 Transportation (Perry) (FR)87, (CR)204 DSC</p> <p>1172 Hope Scholarship Program (Education and Galvano) (FR)87, (CR)220, (CS)222, (CR)348 DSC/CBP-CS/HB 7055</p> <p>1174 Florida Affordable Housing Guarantee Program (Stewart) (FR)87 DSC</p> <p>1176 Disposal of Prescribed Controlled Substances by a Hospice (Stewart) (FR)87 DSC</p> <p>1178 Public Records/Photographs or Video or Audio Recordings that Depict or Record Killing of a Person (Bracy) (FR)87, (CR)353 DSC</p> <p>1180 County and Municipal Public Officers (Community Affairs and others) (FR)87, (CR)347, (CS)350, (CO)352, (CR)374, (CS/CS)375 DSC</p> <p>1182 Human Papillomavirus Vaccination (Gibson) (FR)88, (MO)141 WS</p> <p>1184 Closing the Gap Grant Program (Gibson) (FR)88, (CR)226, (CR)354, (CR)384, (BA)843, (CR)877 LTS/CBP-HB 1009</p> <p>1186 Transportation Facility Designations/Fortune Taylor Bridge (Rouson) (FR)88 DSC/CBP-CS/SB 382</p> <p>1188 Strategic Intermodal System (Rouson) (FR)88, (CR)347 DSC</p> <p>1190 Prior Authorization for Opioid Alternatives (Farmer) (FR)88 DSC</p> <p>1192 Education (Stargel) (FR)88 DSC</p> <p>1194 Criminal Justice (Rouson) (FR)88 DSC</p> <p>1196 Minor Patients (Rouson) (FR)88 DSC</p> <p>1198 Virtual Education (Baxley) (FR)89 DSC/CBP-CS/HB 29, CS/HB 7055</p> <p>1200 Statewide Alternative Transportation Authority (Young and others) (FR)89, (CO)214, (CO)225, (CO)237, (CR)296, (CR)354, (CO)365 DSC</p> <p>1202 Public Records/E-mail Addresses of Current Justices and Judges (Rouson) (FR)89 DSC</p> |
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<div>SB</div> <div>1204 Every Kid Healthy Week (Book) (FR)368 Adopted</div> <div>1206 State Inmates (Criminal Justice and others) (FR)89, (CR)205, (CS)212, (CO)346 DSC</div> <div>1208 Florida Correctional Operations Oversight Council (Criminal Justice and Brandes) (FR)89, (CR)205, (CS)212 DSC</div> <div>1210 Taxation of Internet Video Service (Brandes) (FR)89 DSC</div> <div>1212 Public Records/Child Advocacy Centers (Children, Families, and Elder Affairs and others) (FR)90, (CR)205, (CS)212, (CR)296, (CO)308, (CR)384, (BA)764, (CR)771 LTS/CBP-CS/HB 417</div> <div>1214 Child Exploitation (Children, Families, and Elder Affairs and Book) (FR)90, (CR)243, (CS)244 DSC</div> <div>1216 Public Records/Videotaped Statement of a Minor (Judiciary and Book) (FR)91, (CR)142, (CS)159, (CR)220 DSC</div> <div>1218 Public Safety (Appropriations and others) (FR)91, (CR)227, (CS)233, (CR)385, (CR)718, (CS/CS)721 DCS/CBP-HB 491, CS/HB 547, HB 1201, CS/CS/SB 1392</div> <div>1220 Detention Facilities (Judiciary and others) (FR)91, (CR)205, (CS)212, (CR)384, (CS/CS)390, (CR)565 DCS</div> <div>1222 Sentencing (Criminal Justice and Brandes) (FR)91, (CR)337, (CS)338 DSC</div> <div>1224 Beverage Law (Appropriations and Bradley) (FR)92, (CR)204, (CR)242, (CR)384, (CS)390, (BA)843, (CR)877 LTS/CBP-CS/HB 961</div> <div>1226 Sentencing for Sexual Offenders and Sexual Predators (Criminal Justice and others) (FR)92, (CR)296, (CS)303, (CR)384, (CR)565, (BA)913, (CR)968 LTS/CBP-CS/HB 1301</div> <div>1228 Annual Business Organization Reports and Fees (Hukill) (FR)92, (CR)161 DSC</div> <div>1230 Criminal Judgments (Criminal Justice and Baxley) (FR)142, (CR)297, (CS)303, (CR)347 DSC</div> <div>1232 Public Assistance Fraud (Children, Families, and Elder Affairs and Baxley) (FR)142, (CR)205, (CS)212, (CR)436 DSC</div> <div>1234 Free Expression on Campus (Education and Baxley) (FR)143, (CR)297, (CS)304 DSC/CBP-CS/SB 4</div> <div>1236 School Safety (Baxley and Steube) (FR)143, (CO)365 DSC/CBP-CS/SB 7026</div> <div>1238 Homeowners' Associations (Garcia) (FR)143 DSC</div> <div>1240 Retirement (Governmental Oversight and Accountability and Mayfield) (FR)143, (CR)220, (CS)222, 700 DSC/CBP-CS/HB 495</div> <div>1242 Carrying of Weapons and Firearms (Steube) (FR)143 DSC</div> <div>1244 Growth Management (Appropriations and others) (FR)143, (CR)220, (CS)222, (RC)235, (CR)348, (CR)409, (CS/CS)411, (CR)565, (BA)915, (BA)916, (BA)917, (CR)969 LTS/CBP-CS/CS/HB 1151</div> <div>1246 WNI/CBP-CS/HB 7087</div> <div>1248 Specialty License Plates (Gainer) (FR)144, (CR)204, (CR)337, (CR)353, (BA)430, (BA)431, (CR)435, (BA)564 DM</div> <div>1250 Adoptee Birth Certificates (Taddeo) (FR)145 DSC</div> <div>1252 Distributing Pharmaceutical Drugs and Devices (Health Policy and Passidomo) (FR)145, (CR)220, (CS)223, (RC)237, (CR)336, (CR)384, (BA)764, (BA)765, (CR)771 LTS/CBP-HB 513</div> <div>1254 Early Learning (Appropriations and others) (FR)145, (CO)237, (CR)243, (CS)245, (CR)295, (CR)718, (CS/CS)723, (BA)843, (CR)877 LTS/CBP-CS/CS/HB 1091</div> <div>1256 Search of the Content, Information, and Communications of Cellular Phones, Portable Electronic Communication Devices, and Microphone-enabled Household Devices (Rules and others) (FR)145, (CR)337, (CS)338, (CR)353, (CS/CS)358, (CR)384, (CS/CS/CS)390, (BA)761, (BA)764, (CR)771, (BA)850 DM</div> <div>1258 Florida Security for Public Deposits Act (Hutson) (FR)145 DSC</div> <div>1260 Nursing Homes and Assisted Living Facilities (Stargel) (FR)146 DSC</div>	<div>SB</div> <div>1262 Election Dates for Municipal Office (Community Affairs and others) (FR)146, (CR)296, (CS)304, (CR)374, (CS/CS)375, (CR)565, (BA)911, (CR)968 LTS</div> <div>1264 Mandatory Court Costs (Steube) (FR)146 DSC</div> <div>1266 Disclosure of Financial Interests (Thurston) (FR)146 DSC</div> <div>1268 Regulatory Reform (Perry) (FR)146 DSC</div> <div>1270 Penalties and Fees (Brandes and Rouson) (FR)147, (CR)204, (CR)354 DSC/CBP-CS/CS/HB 731</div> <div>1272 Educational Choice Programs (Steube) (FR)147 DSC</div> <div>1274 Community Associations (Regulated Industries and others) (FR)148, (CO)214, (CR)257, (CS)259, (CR)347, (CO)352, (MO)877, (BA)962, (BA)963, (CR)969 LTS/CBP-CS/CS/CS/HB 841</div> <div>1276 Campaign Financing (Simmons) (FR)148 DSC</div> <div>1278 Permanency (Steube) (FR)148 DSC</div> <div>1280 Involuntary Commitment (Children, Families, and Elder Affairs and Steube) (FR)148, (CR)347, (CS)350 DSC</div> <div>1282 Residential Property Insurance (Banking and Insurance and Taddeo) (FR)149, (CR)243, (CS)245, (CR)347, (CR)384, (BA)429, (CR)435 LTS/CBP-CS/CS/HB 1011</div> <div>1284 Homestead Exemption for Disabled First Responders (Simmons) (FR)149 DSC</div> <div>1286 Gardiner Scholarship (Simmons) (FR)149, (CR)204, (CR)337 DSC</div> <div>1288 Tobacco Products (Simmons and Steube) (FR)149 DSC</div> <div>1290 Government Actions Discriminating Against Businesses (Baxley) (FR)149 DSC</div> <div>1292 Department of Financial Services (Appropriations and others) (FR)149, (CR)227, (CS)233, (CR)336, (CS/CS)338, (CR)353, (CS/CS/CS)358, (BA)786, (BA)787, (BA)788, (CR)877 LTS/CBP-CS/CS/CS/HB 1073, CS/HB 29, CS/CS/HB 465</div> <div>1294 Driver Licenses and Identification Cards (Rodriguez and Torres) (FR)150, (CO)237 DSC</div> <div>1296 Division of Historical Resources (Steube) (FR)150 DSC</div> <div>1298 Juvenile Justice (Brandes) (FR)150 DSC/CBP-CS/SB 1552</div> <div>1300 Public Nuisances (Perry) (FR)151 DSC</div> <div>1302 Consumer Report Security Freezes (Brandes) (FR)151, (CR)226, (CR)347, (CR)565, (BA)749, (CR)771 LTS/CBP-HB 953</div> <div>1304 Bicycle Sharing (Banking and Insurance and Young) (FR)151, (CR)337, (CS)339 DSC</div> <div>1306 Reading Instruction (Perry) (FR)151, (CR)226, (CR)337 DSC/CBP-CS/HB 7055</div> <div>1308 Environmental Regulation (Appropriations and others) (FR)151, (CR)205, (CS)212, (RC)237, (CR)353, (CS/CS)359, (CR)384, (CS/CS/CS)391, (BA)914, (CR)969, (BA)976, (BA)977 LTS</div> <div>1310 Postsecondary Educational Institutions (Rodriguez) (FR)151 DSC</div> <div>1312 Building Standards for State-subsidized Developments (Thurston) (FR)152 DSC</div> <div>1314 Florida Capital Formation Act (Appropriations and others) (FR)152, (CR)296, (CS)304, (CR)385, (CR)718, (CS/CS)723, (BA)914, (CR)969, (BA)1017, 1018 DM/CBP-HB 1285</div> <div>1316 Uniform Voidable Transactions Act (Rules and Simmons) (FR)152, (CR)226, (CR)296, (CR)353, (CS)359, (BA)407, (CR)409, (BA)431, (BA)552, (BA)690, (BA)765, (BA)845, (BA)939 DCS</div> <div>1318 Licensing and Training (Appropriations and Rouson) (FR)152, (CR)226, (CR)354, (CR)565, (CS)566, (BA)914, (BA)915, (CR)969 LTS/CBP-HB 1201</div> <div>1320 Sterile Needle and Syringe Exchange Pilot Program (Braynon) (FR)152 DSC</div> <div>1322 Open and Expired Building Permits (Powell) (FR)152 DSC</div> <div>1324 Instructional Personnel and School Administrator Salary Schedules (Mayfield) (FR)153 DSC</div> <div>1326 Management of Storm-generated Debris and Solid Waste (Baxley) (FR)153 DSC</div>
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- SB 1328 Affordable Housing (Appropriations and Perry) (FR)153, (CR)242, (CR)385, (CR)435, (CS)438, (BA)935, (CR)969 DCS
- 1330 State Officer Post-service Lobbying Restrictions (Rouson) (FR)153 DSC
- 1332 Restoration of Civil Rights (Criminal Justice and others) (FR)153, (CR)205, (CS)212, (CO)214, (CR)354 DSC
- 1334 Early Childhood Education (Baxley) (FR)154 DSC
- 1336 Medical Marijuana Retail Facilities (Thurston) (FR)154 DSC
- 1338 Mold Assessors and Mold Remediators (Thurston) (FR)154 DSC
- 1340 Florida Statutes (Benacquisto) (FR)154, (CR)435, (BA)449, (CR)564 LTS/CBP-HB 7021
- 1342 Florida Statutes (Rules and Benacquisto) (FR)154, (CR)435, (CS)439, (BA)449, (CR)564 LTS/CBP-HB 7023
- 1344 Florida Statutes (Benacquisto) (FR)155, (CR)435, (BA)449, (BA)450, (CR)564 LTS/CBP-HB 7025
- 1346 Florida Statutes (Benacquisto) (FR)155, (CR)435, (BA)450, (CR)564 LTS/CBP-HB 7027
- 1348 Community Development Districts (Judiciary and Perry) (FR)155, (CR)220, (CR)243, (CS)245, (CR)565, (BA)962, (BA)963, (CR)969, (BA)1025 DM
- 1350 Airports (Perry) (FR)155 DSC
- 1352 Long-acting Reversible Contraception Pilot Program (Taddeo) (FR)155 DSC
- 1354 Tax Preferences (Taddeo) (FR)155 DSC
- 1356 Companion Animal Public-Private Partnership Act (Rader) (FR)155 DSC
- 1358 Income Inequality (Rader) (FR)156 DSC
- 1360 Child Welfare (Appropriations and others) (FR)156, (CR)337, (CS)340, (CR)385, (CR)409, (CS/CS)412, (BA)429, (CR)435, (BA)552, (BA)690, (BA)765, (BA)844, (BA)845 LTS/CBP-CS/CS/HB 1079
- 1362 Registration of Home Caregivers (Baxley) (FR)156 DSC
- 1364 Public Records/Substance Abuse Service Providers (Health Policy and Rader) (FR)156, (CR)348, (CS)350, (CR)374, (CR)565, (BA)749, (CR)771 LTS/CBP-CS/HB 1055
- 1366 Bullying and Harassment in Community Associations (Rader) (FR)156 DSC
- 1368 Interruption of Services (Mayfield) (FR)156 DSC
- 1370 Trust Funds/Land Acquisition Trust Fund/Department of Agriculture and Consumer Services (Book and Campbell) (FR)162, (CR)228, (CR)257, (CO)352, (BA)373, (CR)374, (MO)374, (BA)399, (BA)409, (BA)431 LTS/CBP-HB 7051
- 1372 Drug Safety (Taddeo) (FR)162 DSC
- 1374 Agreement Among the States to Elect the President by National Popular Vote (Torres) (FR)163 DSC
- 1376 Emergency Evacuation of Domestic Companion and Service Animals (Torres) (FR)163 DSC
- 1378 Hit-and-run Alerts (Torres) (FR)163 DSC
- 1380 Regional Agency and Regional Planning Council Meetings (Rodriguez) (FR)163 DSC
- SM 1382 Venezuela (Rodriguez and others) (FR)163, (CO)203, (CR)242, (CO)365 DSC
- SB 1384 Courts (Judiciary and Brandes) (FR)163, (CR)353, (CS)359 DSC
- 1386 Taxation of Real Property (Rodriguez) (FR)163 DSC/CBP-CS/HB 7087
- 1388 Preapprenticeship and Apprenticeship Programs (Education and Garcia) (FR)163, (CR)242, (CS)245, (RC)261 DSC
- SR 1390 Bladder Cancer Awareness Month (Passidomo) (FR)368 Adopted CBP-HR 8007
- SB 1392 Criminal Justice (Appropriations and others) (FR)164, (CR)205, (CS)213, (CO)346, (CR)354, (CR)409, (CS/CS)412, (BA)425, (CR)435, (BA)557, **558**, 1041, **1050**, (CO)1302 Ch. 2018-127
- SB 1394 Public Records/Prearrest Diversion Program (Brandes) (FR)164 DSC/CBP-CS/CS/SB 1392
- 1396 Judicial Branch (Appropriations and others) (FR)164, (CR)227, (CS)234, (CR)354, (CO)365, (CR)771, (CS/CS)772, (BA)939, (BA)963, (BA)964, (CR)969 LTS
- 1398 Florida ABLE Program Trust Fund/State Board of Administration (Benacquisto) (FR)164, (CR)348, (CR)384, (BA)407, (CR)409, (BA)433 LTS/CBP-CS/HB 7069
- 1400 Vacation Rentals (Regulated Industries and others) (FR)164, (CR)257, (CS)260, (CO)346, (CR)347, (CS/CS)350 DSC
- 1402 State Assumption of Federal Section 404 Dredge and Fill Permitting Authority (Simmons and others) (FR)165, (CR)204, (CR)354, (CR)384, (CO)396, (BA)838, (BA)839, (CR)877 LTS/CBP-HB 7043
- 1404 Cancer Clinical Trials (Simmons) (FR)165 DSC
- 1406 Property Tax Administration (Perry) (FR)165 DSC
- 1408 Nursing Home Liability (Simmons) (FR)165 DSC
- 1410 Administrative Procedures (Rader) (FR)165 DSC
- 1412 Office of the Judges of Compensation Claims (Judiciary and Simmons) (FR)165, (CR)227, (CS)234, (CR)348 DSC
- 1414 Specialty License Plates (Transportation and Rouson) (FR)166, (CR)296, (CS)304 DSC
- 1416 Death Penalty (Farmer and Torres) (FR)166, (CO)237 DSC
- 1418 Substance Abuse Services (Criminal Justice and others) (FR)166, (CR)205, (CS)213, (CR)297, (CS/CS)304, (MO)771, (BA)917, (BA)918, (CR)969 LTS
- 1420 Probationary or Supervision Services (Gainer) (FR)166 DSC
- 1422 Insurance Coverage Parity for Mental Health and Substance Use Disorders (Banking and Insurance and Rouson) (FR)166, (CR)337, (CS)340, (CR)385 DSC
- 1424 Court-ordered Treatment Programs (Gainer) (FR)167, (CR)226, (CR)348, (CR)353, (BA)429, (CR)435, (BA)563 DM
- 1426 Local Government Fiscal Affairs (Rules and Lee) (FR)167, (CR)242, (CR)384, (CR)565, (CS)567 DCS
- 1428 Assisted Living Facility Resident Rights (Taddeo) (FR)167 DSC
- 1430 Plea Agreements in Cases Involving Child Deaths (Taddeo and Book) (FR)167, (CO)203 DSC
- 1432 Community Association Fire and Life Safety Systems (Farmer) (FR)167 DSC
- 1434 K-12 Education Enhancements (Education and Passidomo) (FR)167, (CR)220, (CS)224, (CR)354 DSC/CBP-CS/HB 7087, CS/SB 7026
- 1436 Garcon Point Bridge (Transportation and Broxson) (FR)167, (CR)227, (CS)234, (CR)384 DSC
- 1438 Inland Protection (Grimsley) (FR)168 DSC
- 1440 Mental Illness Training for Law Enforcement Officers (Powell) (FR)168, (CR)226, (CR)348 DSC
- 1442 Early Childhood Court Programs (Children, Families, and Elder Affairs and others) (FR)168, (CR)242, (CS)245, (CR)384, (CO)396 DSC
- 1444 Building Standards for Health Care Facilities (Powell) (FR)168 DSC
- 1446 Emergency Power Systems Matching Grant Program (Powell) (FR)168 DSC
- 1448 Tax Exemptions for the Elderly (Passidomo and others) (FR)168, (CR)204, (CO)214, (CO)352 DSC
- 1450 Sales Tax Refund for Eligible Job Training Organizations (Appropriations and others) (FR)168, (CR)242, (CS)246, (CR)354, (CR)718, (CS/CS)723 DCS
- 1452 Nonjoinder of Insurers (Steube) (FR)169 DSC
- 1454 Florida Hurricane Catastrophe Fund (Brandes) (FR)169, (CR)374 DSC
- 1456 Disaster Recovery Services Contracts (Thurston) (FR)169 DSC
- 1458 Patient-safety Culture Surveys (Brandes) (FR)169 DSC
- 1460 Joint Task Force on State Agency Law Enforcement Communications (Criminal Justice and Montford) (FR)169, (CR)205, (CS)213, (CR)565, (BA)748, (BA)749, (CR)771 LTS/CBP-CS/HB 1177

SB	1462	Disclosure of Sinkhole Activity (Farmer) (FR)169 DSC	SB	1532	Early Learning Coalitions (Stargel and others) (FR)175, (CR)226, (CO)237, (CR)337, (CR)683, (BA)845, (CR)877, (BA)939 DCS/CBP-CS/HB 7055
	1464	Florida False Claims Act (Farmer) (FR)169 DSC		1534	Government Integrity (Mayfield) (FR)175 DSC/CBP-CS/CS/CS/HB 1279
	1466	State Emergency Communications and Warning System (Military and Veterans Affairs, Space, and Domestic Security and Farmer) (FR)169, (CR)228, (CS)234 DSC		1536	Local Government Lobbyist Registration System Trust Fund/Commission on Ethics (Mayfield) (FR)175 DSC
	1468	Alcohol and Substance Abuse Prevention (Rouson) (FR)169 DSC		1538	Employment in the Renewable Energy Industry (Rodriguez) (FR)175 DSC
	1470	Construction of Housing along the State Highway System (Gibson) (FR)169 DSC		1540	Powers and Duties of a District School Board (Braynon) (FR)175 DSC
	1472	Disabled Parking Permits (Farmer) (FR)169, (CR)226 DSC		1542	Youthful Offenders (Bracy) (FR)176 DSC
	1474	Campaign Finance (Farmer) (FR)170 DSC		1544	Speech-language Pathologists Employed by a School District (Farmer) (FR)176 DSC
	1476	Prohibited Recordkeeping of Firearms or Firearm Owners (Farmer) (FR)170 DSC		1546	Voluntary Prekindergarten Education Program (Simmons) (FR)176 DSC
	1478	Quarter Horse Racing (Steube) (FR)170 DSC		1548	Student Safety (Appropriations and others) (FR)176, (CR)220, (CS)224, (CR)295, (CR)718, (CS/CS)724, (BA)935, (CR)969 DCS/CBP-CS/HB 495
	1480	Centralized Database for Public Charters and Amendments (Brandes) (FR)170 DSC		1550	Abandoned Animals (Taddeo) (FR)176 DSC
	1482	Motor Vehicles and Railroad Trains (Judiciary and Young) (FR)170, (CR)226, (CR)337, (CS)340 DSC		1552	Juvenile Justice (Appropriations and Bracy) (FR)176, (CR)295, (CR)354, (CR)384, (CS)392, (BA)429, (CR)435, (BA)562, 563 , 1040, 1041 Ch. 2018-86
	1484	Poll Workers (Book) (FR)170 DSC		1554	Charter Schools (Rodriguez) (FR)177 DSC
	1486	Physician Workforce Development (Appropriations and others) (FR)170, (CR)296, (CS)305, (CR)718, (CS/CS)724 DSC		1556	Education Facilities as Emergency Shelters (Rodriguez) (FR)177 DSC
	1488	Harm to Domestic Companion Animals, Police Animals, and Service Animals (Rouson) (FR)171 DSC		1558	School Health Immunizations (Rodriguez) (FR)177 DSC
	1490	Determining Bail (Bracy) (FR)171 DSC		1560	Board-certified Medical Specialists (Grimsley) (FR)177 DSC
	1492	Certificates of Need for Hospitals (Brandes and Steube) (CO)160, (FR)171 DSC/CBP-CS/CS/SB 622		1562	Elder Abuse (Passidomo and Young) (FR)177, (CR)295, (CR)384, (CR)565, (BA)737, (BA)738, (BA)739, (CR)771, (CO)1302 LTS/CBP-CS/CS/CS/HB 1059
	1494	Prescription Drug Pricing Transparency (Appropriations and others) (FR)171, (CR)296, (CS)305, (CO)308, (CO)346, (CR)384, (CS/CS)391, (CR)718, (CS/CS/CS)724, (BA)798, (BA)799, (CR)877, (CO)883 LTS/CBP-CS/CS/HB 351		1564	Advanced Birth Centers (Grimsley) (FR)178, (MO)402 WS
	1496	Rural Economic Development (Gainer) (FR)171 DSC		1566	Military and Veteran Support (Grimsley) (FR)178 DSC/CBP-CS/HB 29
	1498	Dental Therapy (Brandes and others) (FR)171, (CO)214 DSC		1568	Prohibited Activities under the Workers' Compensation Law (Banking and Insurance and Farmer) (FR)178, (CR)384, (CS)392 DSC
	1500	Direct-support Organization of the Florida Commission on Community Service (Baxley) (FR)172, (CR)226, (CR)384, (CR)435, (BA)687, (CR)718 LTS/CBP-HB 6033		1570	St. Lucie River Watershed Pollutant Control Program (Braynon) (FR)178 DSC
	1502	Human Trafficking (Book) (FR)172 DSC	SM		
	1504	Tax Deed Sales (Community Affairs and others) (FR)172, (CR)347, (CS)351, (CR)354, (CO)365, (MO)771, (BA)928, (BA)929, (CR)969 LTS/CBP-CS/CS/HB 1383		1572	Ensuring Access to Air Ambulance Services Act of 2017 (Bean and Gibson) (FR)178 DSC
	1506	Water Management (Farmer) (FR)173 DSC	SB		
	1508	Use of Stem Cells in a Clinic Setting (Young) (FR)173, (CR)295, (CR)409 DSC		1574	Licensure of Unarmed Security Guards (Commerce and Tourism and Taddeo) (FR)178, (CR)243, (CS)246 DSC
	1510	Correctional Education Program (Taddeo) (FR)173 DSC		1576	Animal Welfare (Community Affairs and others) (FR)178, (CO)225, (CR)296, (CS)305, (RC)306, (CR)347, (CS/CS)351, (RC)361, (MO)771, (BA) 919 , (CR)969 Ch. 2018-87
	1512	Use of Deadly Force (Bracy) (FR)173 DSC		1578	Student Assessments (Stewart) (FR)179 DSC
	1514	Child Welfare (Garcia) (FR)173 DSC/CBP-CS/CS/HB 1079, HB 5003		1580	Florida Guide to a Healthy Marriage (Stargel) (FR)179, (CR)242 DSC
	1516	Metropolitan Planning Organizations (Perry) (FR)174 DSC		1582	Elections (Bean) (FR)179 DSC
	1518	Special Risk Class of the Florida Retirement System (Rodriguez) (FR)174 DSC		1584	Public Records/Homeless Management Information System (Stewart) (FR)179 DSC
	1520	Licensure of Child Care Programs (Hutson) (FR)174 DSC		1586	Energy Grid (Communications, Energy, and Public Utilities and Simmons) (FR)179, (CR)228, (CS)234 DSC
SCR	1522	Joint Session for Purpose of Receiving Governor's Message (Benacquisto) (FR) 2 , 6, 7, 138 Passed		1588	Budget Transparency (Brandes) (FR)179 DSC
	1524	Adjourning and Reconvening of Legislature/2018 Regular Session (Benacquisto) (FR) 2 , 138 Passed		1590	Inspectors General (Taddeo) (FR)179 DSC
SB	1526	Historically Black Colleges and Universities Matching Endowment Scholarship Program (Appropriations and Gibson) (FR)174, (CR)226, (CR)354, (CR)384, (CS)391, (BA)424, (CR)435, (BA) 557 DM		1592	Sales and Use Tax Exemptions for Electric Generators (Grimsley) (FR)179, (CR)226 DSC/CBP-CS/HB 7087
	1528	Historically Black Colleges and Universities Matching Endowment Scholarship Trust Fund/DOE (Appropriations and Gibson) (FR)174, (CR)226, (CR)354, (CR)384, (CS)391, (BA)429, (CR)435, (BA) 562 DM		1594	Nursing (Health Policy and others) (FR)179, (CR)242, (CS)246, (CR)384, (MO)771, (BA)922, (BA)923, (CO)969, (CR)969 LTS/CBP-CS/CS/HB 1337
	1530	Condominium Associations (Mayfield) (FR)174 DSC/CBP-CS/CS/CS/HB 841		1596	Nursing Home Facilities (Stewart) (FR)180 DSC
				1598	Deployed Parent Custody and Visitation (Rules and others) (FR)180, (CR)227, (CS)234, (CR)257, (CR)337, (CS/CS)340, (BA)747, (CR)771 LTS/CBP-CS/CS/HB 1217
				1600	Ad Valorem Taxation (Passidomo) (FR)180 DSC/CBP-CS/HB 7087
				1602	Cannabis (Bracy and Torres) (FR)180, (CO)237 DSC

SB	1604	Public Records/Florida Motion Picture Capital Corporation (Commerce and Tourism and Taddeo) (FR)181, (CR)384, (CS)392 DSC	SB	1674	Division of Emergency Management (Farmer) (FR)185 DSC
	1606	Film and Television Production (Commerce and Tourism and others) (FR)181, (CO)237, (CR)384, (CS)392 DSC		1676	Persons Authorized to Visit State Correctional Institutions (Farmer) (FR)185 DSC
	1608	Agricultural Recovery (Transportation and Grimsley) (FR)181, (CR)337, (CS)340, (RC)342, (CR)385 DSC/CBP-CS/HB 7087, CS/CS/SB 740		1678	Reports Concerning Seized or Forfeited Property (Judiciary and others) (FR)185, (CR)353, (CS)360, (RC)361, (CR)384, (CS/CS)393, (CR)683, (BA)788, (CR)877 LTS/CBP-CS/HB 547
	1610	School Meals (Farmer) (FR)181 DSC		1680	Immunization Registry (Health Policy and Montford) (FR)186, (CR)227, (CS)235 DSC
	1612	Airboat Regulation (Appropriations and others) (FR)181, (CR)205, (CS)213, (CO)214, (CR)354, (CR)718, (CS/CS)724, (BA)923, (CR)969 LTS/CBP-CS/CS/HB 1211		1682	Election Alert System (Torres) (FR)186 DSC
	1614	Education (Hukill) (FR)181 DSC		1684	School Improvement (Simmons) (FR)186 DSC
	1616	Education (Hukill) (FR)181 DSC/CBP-CS/SB 7026		1686	Community Development Districts (Torres) (FR)186 DSC
	1618	Education (Hukill) (FR)181, (CR)204 DSC/CBP-CS/HB 7055		1688	Prohibited Acts in Connection With Obscene or Lewd Materials (Book) (FR)186 DSC
	1620	Florida Water Infrastructure Needs Solutions Task Force (Book) (FR)181 DSC		1690	Charter School Employees (Farmer) (FR)186 DSC
	1622	Lands Used for Governmental Purposes (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)182, (CR)297, (CS)306, (CR)353, (CS/CS)359, (CR)384, (BA)742, (BA)743, (CR)771 LTS/CBP-CS/CS/HB 1173		1692	Florida Retirement System (Torres) (FR)186 DSC
	1624	Public Lodging Safety Regulations (Rader) (FR)182 DSC		1694	Mitigation Activities Within the St. Johns River Water Management District (Torres) (FR)186 DSC
	1626	Student Discipline (Powell) (FR)182 DSC		1696	Sentencing for Sexual Offenses (Torres) (FR)186 DSC
	1628	Workplace Harassment (Ethics and Elections and others) (CO)160, (FR)182, (CR)243, (CS)246, (MO)977, (BA)982, 984 DM		1698	Correctional Officers (Powell) (FR)186 DSC
	1630	Medically Essential Electric Utility Service (Hutson) (FR)182 DSC		1700	School Resource Officer Programs (Torres) (FR)186 DSC
	1632	Towing and Immobilization Fees and Charges (Mayfield) (FR)183, (CR)220, (CR)296 DSC	SJR	1702	Legislation by Initiative (Torres) (FR)187 DSC
	1634	Regulation of Workers' Compensation Insurance (Lee) (FR)183 DSC	SB	1704	K-12 Classroom Teachers (Taddeo) (FR)187 DSC
SJR	1636	Homestead Tax Relief for Parents of Unmarried Veterans Who Died from Combat-Related Causes (Rader) (FR)183 DSC		1706	Marriage and Family Therapists (Torres) (FR)187 DSC
SB	1638	Homestead Property Tax Exemptions (Rader) (FR)183 DSC		1708	Temporary Licensure (Torres) (FR)187 DSC
	1640	Vacation Rentals (Simmons) (FR)183, (CR)257 LTS		1710	West Coast Regional Water Supply Authority (Young) (FR)187 DSC
	1642	Florida Construction Workforce Task Force (Perry) (FR)183 DSC		1712	Postsecondary Revenue Bonds and Debt (Montford and Thurston) (FR)187, (CR)295, (CO)308, (CR)354, (CR)435, (BA)553, (CR)564, (BA) 582 Ch. 2018-28
	1644	Instructional Materials (Education and others) (FR)184, (CO)203, (CO)214, (CO)308, (CR)348, (CS)351 DSC		1714	Economic Development and Tourism Promotion Accountability (Commerce and Tourism and Perry) (FR)187, (CR)242, (CS)247 DSC
	1646	Regional Rural Development Grants (Appropriations and others) (FR)184, (CO)214, (CR)242, (CS)246, (CR)385, (CR)435, (CR)565, (CS/CS)567, (BA) 705 , (CO)969 DM		1716	Housing Assistance (Torres) (FR)187 DSC
	1648	Chiropractic Medicine (Brandes) (FR)184 DSC		1718	Prescription Contraceptive Coverage (Book) (FR)188 DSC
	1650	Child Welfare (Rules and others) (FR)184, (CR)227, (CS)235, (CO)237, (CR)353, (CS/CS)360, (CR)384, (CS/CS/CS)392, (BA)424, (BA)425, (CR)435, (BA)556, 557 DM/CBP-CS/CS/HB 1079		1720	Imposing Bail Fees for Certain Offenses for Use by Law Enforcement in Small Counties (Montford) (FR)188 DSC
	1652	Property Insurance (Lee) (FR)184 DSC		1722	Annexation of Property (Torres) (FR)188 DSC
	1654	Restoration of Rights (Lee) (FR)184 DSC		1724	Child Psychological Abuse (Torres) (FR)188 DSC
	1656	Public Educational Facilities (Lee) (FR)184 DSC		1726	Enforcement of Federal Laws (Torres) (FR)188 DSC
SM	1658	Income Inequality (Farmer and others) (FR)185, (CO)237, (CO)308 DSC		1728	Veterinary Medicine (Hutson) (FR)188 DSC
SB	1660	Mandatory Retention of Grade 3 Students (Farmer) (FR)185 DSC		1730	School Bus Safety (Torres) (FR)188 DSC
	1662	Education (Farmer) (FR)185 DSC		1732	School Garden Programs (Torres) (FR)189 DSC
	1664	Basin Management Action Plans (Environmental Preservation and Conservation and Simmons) (FR)185, (CR)205, (CS)213, (CR)354 DSC		1734	Transportation Facility Designations (Campbell) (FR)189 DSC/CBP-CS/SB 382
SR	1666	DNI		1736	Florida Tax Credit Scholarship Program (Stewart) (FR)189 DSC
SB	1668	Insurer Reporting (Farmer) (FR)185 DSC		1738	Voluntary Prekindergarten Education Program (Education and Stewart) (FR)189, (CR)296, (CS)306 DSC/CBP-CS/HB 7055
	1670	Inmates and Higher Education (Farmer) (FR)185 DSC/CBP-HB 5003		1740	Mental Health and Substance Abuse Services for Veterans (Torres) (FR)189 DSC
	1672	Charter Schools (Farmer) (FR)185 DSC	SJR	1742	Supermajority Vote Required to Increase State Tax Revenues by Increasing Taxes (Stargel) (FR)189, (CR)243 DSC/CBP-HJR 7001
			SR	1744	Wildcat Day (Hukill) (FR)139 Adopted CBP-HR 8015
			SB	1746	Equity in School-Level Funding Act (Thurston) (FR)189 DSC/CBP-CS/HB 7055
				1748	Labor Contracts (Stewart) (FR)189 DSC
				1750	Ethics (Rodriguez) (FR)189 DSC
				1752	Florida Bright Futures Scholarship Program (Torres) (FR)189 DSC/CBP-CS/SB 4
				1754	Workforce Retention (Torres) (FR)190 DSC
				1756	School Accountability (Education and Simmons) (FR)190, (CR)220, (CS)224, (CR)348 DSC/CBP-CS/HB 7055

SB	1758	Special Risk Class (Montford) (FR)190, (CR)220, (CR)385 DSC
	1760	Public Records/Healthy Florida Program (Torres) (FR)190 DSC
	1762	Training for Secondary School Nurses (Campbell) (FR)190 DSC
	1764	Healthy Florida Trust Fund/State Treasury (Torres) (FR)190 DSC
	1766	Heat Illness Prevention (Torres) (FR)190 DSC
	1768	Community Associations (Torres) (FR)191 DSC
	1770	Gaming Machines or Devices (Baxley) (FR)191 DSC
	1772	Charter School Capital Outlay Funding (Montford) (FR)191 DSC
	1774	Greyhound Racing (Rader and Gibson) (FR)191, (CO)237 DSC
	1776	Vegetable Gardens (Bradley and others) (FR)191, (CR)296, (CO)308, (CR)353, (CO)365, (BA)407, (BA)408, (CR)409, (BA)432 DM
	1778	Special Risk Class of the Florida Retirement System (Flores) (FR)191 DSC
	1780	Victims of Reform School Abuse (Criminal Justice and Rouson) (FR)191, (CR)227, (CS)235, (CR)354 DSC
	1782	Traffic Accidents (Steube) (FR)191 DSC
	1784	Human Trafficking (Campbell) (FR)192 DSC
	1786	Family Caregiver Tax Credit (Campbell) (FR)192 DSC
	1788	Medication Administration (Appropriations and others) (FR)192, (CR)227, (CS)235, (CR)354, (CR)384, (CS/CS)393, (BA)788, (CR)877 LTS/CBP-CS/CS/HB 1373
	1790	Baker Act (Children, Families, and Elder Affairs and Powell) (FR)192, (CR)227, (CS)235, (RC)261 DSC
	1792	Dependent Elderly Parent Coverage (Rodriguez) (FR)192 DSC
	1794	Kiosks and Pushcarts (Rodriguez) (FR)192 DSC
	1796	Emergency Medical Services (Rouson) (FR)192 DSC
	1798	Transportation Facility Designations/Frank Perez Castro Avenue (Rodriguez) (FR)192 DSC
SR	1800	DNI
SB	1802	Preview Games and Machines (Thurston) (FR)193 DSC
	1804	School District Accountability (Appropriations and others) (FR)193, (CR)384, (CS)393, (CR)409, (CS/CS)412, (RC)414, (BA)544, (BA)545, (CR)564 LTS/CBP-CS/CS/CS/HB 1279
SR	1806	83rd Anniversary of the Town of Surfside (Campbell) (FR)446 Adopted
	1808	21st Anniversary of the City of Sunny Isles Beach (Campbell) (FR)447 Adopted
	1810	91st Anniversary of the City of North Miami Beach (Campbell) (FR)447 Adopted
SB	1812	Sovereign Immunity (Rader) (FR)193 DSC
	1814	Neighborhood Improvement Districts (Community Affairs and Simmons) (FR)193, (CR)296, (CS)306 DSC
SR	1816	City of Miami (Campbell) (FR)447 Adopted
	1818	Town of Golden Beach (Campbell) (FR)448 Adopted
SB	1820	Reading Scholarship Accounts (Perry) (FR)193 DSC/CBP-CS/HB 7055
	1822	Early Childhood Learning (Hukill) (FR)194 DSC
SR	1824	City of North Miami (Campbell) (FR)684 Adopted
	1826	73rd Anniversary of the City of North Bay Village (Campbell) (FR)685 Adopted
SB	1828	Employment Discrimination (Rodriguez) (FR)194 DSC
SR	1830	86th Anniversary of Miami Shores Village (Campbell) (FR)685 Adopted
	1832	103rd Anniversary of the City of Miami Beach (Campbell) (FR)685 Adopted
SR	1834	79th Anniversary of Indian Creek Village (Campbell) (FR)686 Adopted
	1836	Village of El Portal (Campbell) (FR)735 Adopted
	1838	Village of Biscayne Park (Campbell) (FR)735 Adopted
	1840	71st Anniversary of the Town of Bay Harbor Islands (Campbell) (FR)736 Adopted
	1842	72nd Anniversary of the Village of Bal Harbour (Campbell) (FR)736 Adopted
	1844	23rd Anniversary of the City of Aventura (Campbell) (FR)736 Adopted
SB	1846	Public Records/Personal Identifying Information Regarding Persons Seeking Mental Health Treatment (Powell) (FR)194 DSC
	1848	Florida Tax Credit Scholarship Program (Farmer) (FR)194 DSC/CBP-CS/HB 7055
	1850	Public Records/Photograph, Video, Audio Recording of an Autopsy Held by a Medical Examiner (Health Policy and Stewart) (FR)194, (CR)243, (CS)247, (CR)347 DSC
	1852	Electromagnetic Pulse Preparedness (Campbell) (FR)194 DSC
	1854	Broadband Service Privacy (Rodriguez) (FR)194 DSC
	1856	Beverage Container Deposits (Rader) (FR)194 DSC
	1858	Improvements to Real Property (Passidomo) (FR)195 DSC
	1860	Interstate Insurance Product Regulation Compact (Broxson) (FR)195 DSC
	1862	Physician Fee Sharing Task Force (Rules and Broxson) (FR)195, (CR)226, (CR)296, (CR)565, (CS)567, (BA)935, (CR)969, (BA)1023 DM
	1864	Military Affairs (Broxson) (FR)195 DSC
	1866	Workers' Compensation Shared Underwriting Result Participation Programs (Banking and Insurance and Broxson) (FR)195, (CR)384, (CS)393 DSC
	1868	Professional Geology (Broxson) (FR)195 DSC
	1870	Privatized Governmental Functions (Rodriguez) (FR)196 DSC
	1872	Health Care Coverage (Torres) (FR)196 DSC
	1874	Emergency Power for Nursing Home and Assisted Living Facilities (Health Policy and others) (FR)197, (CO)237, (CR)242, (CS)247, (CR)354 DSC
	1876	Trauma Services (Rules and others) (FR)197, (CR)220, (CS)224, (CR)354, (CR)384, (CS/CS)393, (CR)435, (CS/CS/CS)439, (BA)546, (BA)547, (CR)564, (BA)577, (BA)698, (BA)766, (BA)767 LTS/CBP-CS/CS/HB 1165
	1878	Family Law (Steube) (FR)197 DSC
	1880	Public Records and Public Meetings/Security of Data and Information Technology in Citizens Property Insurance Corporation (Rules and others) (FR)198, (CR)227, (CS)235, (CR)348, (CS/CS)351, (CO)352, (CR)565, (CS/CS/CS)567, (BA)746, (CR)771 LTS/CBP-CS/CS/HB 1127
	1882	Determining Bail (Rodriguez) (FR)198 DSC
	1884	Military and Veterans Affairs (Appropriations and others) (FR)198, (CR)257, (CR)354, (CR)384, (CS)394, (CO)396, (BA)543, (BA)544, (CR)564, (CO)701 LTS/CBP-CS/HB 29, CS/CS/CS/HB 1073
	1886	Contraband in County Detention Facilities (Criminal Justice and Brandes) (FR)199, (CR)374, (CS)375 DSC
	1888	Energy Security and Disaster Resilience Pilot Program (Garcia) (FR)199, (CR)295 DSC
	1890	Dismemberment Abortion (Mayfield) (FR)199 DSC
SR	1892	Florida Polytechnic University (Stargel) (FR)216 Adopted CBP-HR 8023
	1894	DNI
	1896	Junior Leagues of Florida Day (Benacquisto) (FR)216 Adopted
	1898	Florida Gulf Coast University Day (Benacquisto and Passidomo) (FR)217 Adopted CBP-HR 8021
	1900	Spinal Cord Injury Awareness Month (Hukill) (FR)254 Adopted
	1902	American Stroke Month (Hukill) (FR)255 Adopted CBP-HR 8051
	1904	University of Central Florida Day (Simmons and others) (FR)217, (CO)237, (CO)308, (CO)346 Adopted CBP-HR 8025

SR	1906	Cape Canaveral Lighthouse 150th Anniversary (Hukill) (FR)238 Adopted	SB	2504	State Employees (Appropriations) (FR)258, (BA)294, (BA)295, (CR)295, (BA)313, (BA)335 LTS/CBP-HB 5005
	1908	DNI/CBP-HR 8035		7000	OGSR/Criminal History Records/Department of Law Enforcement (Criminal Justice) (FR)92, (CR)141, (CR)204, (BA)373, (CR)374 LTS/CBP-HB 7029
	1910	Mental Health Awareness Week (Farmer) (FR)239 Adopted CBP-HR 8029		7002	OGSR/Active Criminal Intelligence or Criminal Investigative Information (Criminal Justice) (FR)92, (CR)141, (CR)204, (BA)374, (CR)374 LTS/CBP-HB 7031
	1912	Caribbean Heritage Month (Campbell) (FR)255 Adopted CBP-HR 8037		7004	OGSR/Petitioner Information/Notification of Service of an Injunction for Protection (Judiciary) (FR)93, (CR)102, (CR)204, (BA)407, (CR)409, (BA)434 DM
	1914	FAMU Day (Powell) (FR)267 Adopted CBP-HR 8033		7006	OGSR/Investigation of a Violation of the Florida False Claims Act/Department of Legal Affairs (Judiciary) (FR)93, (CR)102, (CR)204, (BA)407, (CR)409 LTS/CBP-HB 7013
SB	1916	Public Records and Public Meetings (Book) (FR)297 DSC		7008	OGSR/Local Government Electric Utility (Rules and Communications, Energy, and Public Utilities) (FR)93, (CR)141, (CR)565, (CS)567, (BA)784, (CR)877 LTS/CBP-HB 7095
SR	1918	Self-Care Month (Grimsley) (FR)368 Adopted		7010	OGSR/Payment Instrument Transaction Information/Office of Financial Regulation (Banking and Insurance) (FR)199, (CR)227, (CR)565, (BA)784, (CR)877 LTS/CBP-HB 7075
SB	1920	Public Records/Vessel Registrants (Montford) (FR)337 DSC		7012	OGSR/Citizens Property Insurance Corporation Policyholder Eligibility Clearinghouse (Banking and Insurance) (FR)199, (CR)227, (CR)565, (BA)784, (BA)785, (CR)877 LTS/CBP-HB 7097
SR	1922	Endometriosis Awareness Month (Grimsley) (FR)404 Adopted		7014	State-administered Retirement Systems (Governmental Oversight and Accountability) (FR)199, (CR)257, (BA)295, (CR)295, (BA)313, (BA)336 LTS/CBP-HB 5007
	1924	DNI		7016	OGSR/School Food and Nutrition Service Program (Agriculture and Montford) (FR)258, (CR)296, (CO)383, (CR)384, (BA)408, (CR)409 LTS/CBP-HB 7011
	1926	Florida's 1902 Historic Capitol 40th Anniversary (Montford) (FR)782 Adopted		7018	OGSR/Agency Investigations (Ethics and Elections) (FR)259, (CR)296, (CR)565, (BA)785, (CR)877 LTS/CBP-HB 7077
	1928	St. Johns River State College Day (Bradley) (FR)369 Adopted CBP-HR 8045		7020	OGSR/Complaints of Violations and Referrals (Ethics and Elections) (FR)259, (CR)296, (CR)384, (BA)408, (CR)409 LTS/CBP-HB 7041
	1930	Florida National Guard (Gibson) (FR)398 Adopted		7024	Public Records/Victim of an Incident of Mass Violence (Rules) (FR)385, (CR)409, (BA)425, (CR)435, (BA)546, (MO)564, (BA)682, (BA)705, 969, 1050 Ch. 2018-2
	1932	Safe Haven for Newborns Month (Garcia) (FR)405 Adopted		7026	Public Safety (Appropriations and Rules) (FR)385, (CR)409, (CS)413, (BA)425, (CR)435, (BA)546, (MO)564, (BA)582, (BA)609, (BA)682, (BA)702, 704, 969, 1050 Ch. 2018-3 CBP-SB 1940, CS/CS/CS/HB 165
	1934	Harry Tyson Moore and Harriette Vyda Simms Moore Day (Hukill) (FR)448 Adopted CBP-HR 8057		7028	Ratification of Department of Elderly Affairs Rules (Rules) (FR)436, (BA)546, (CR)564, (BA)698 Ch. 2018-122
	1936	Springs Protection Awareness Month (Bradley) (FR)686 Adopted CBP-HR 8067		7030	Ratification of Agency for Health Care Administration Rules (Rules) (FR)436, (BA)546, (CR)564, (BA)698, (BA)702 LTS/CBP-HB 7099
	1938	250th Anniversary of the Founding of New Smyrna Beach (Hukill) (FR)782 Adopted			
SB	1940	Public Records and Public Meetings/School Safety (Galvano and Benacquisto) (FR)409, (CR)435, (BA)546, (CR)564, (MO)564, (BA)682, (BA)683, (BA)705, 969, 1050 Ch. 2018-1 CBP-CS/SB 7026			
SR	1942	Financial Literacy Month (Hukill) (FR)736 Adopted			
	1944	Father George Clements (Rouson) (FR)448 Adopted			
SCR	1946	Extension of 2018 Legislative Session (Benacquisto) (BA)1026, (FR)1026, 1027 LTS/CBP-HCR 1457			
SB	1948	—			
	2498	Not Used Not Used			
	2500	Appropriations (Appropriations) (FR)257, (BA)268, (BA)288, (MO)288, (CR)295, (BA)311 LTS/CBP-HB 5001, HB 5003, HB 5005, HB 5007, CS/HB 7055			
	2502	Implementing the 2018-2019 General Appropriations Act (Appropriations) (FR)257, (BA)288, (BA)294, (CR)295, (BA)311, (BA)313, (BA)316, (BA)318, (BA)320 LTS/CBP-HB 5001, HB 5003, CS/SB 7026			

HOUSE BILLS, RESOLUTIONS, AND MEMORIALS RECEIVED IN SENATE

HB	<p>3 Economic Development and Tourism Promotion Accountability (Ways and Means Committee and others) (FR)261 DSC</p> <p>5 State Officer Post-service Lobbying Restrictions (Metz and others) (FR)248 DSC</p> <p>7 Local Government Fiscal Transparency (Burton and others) (FR)248 DSC</p> <p>9 Federal Immigration Enforcement (Judiciary Committee and others) (FR)248 DSC</p> <p>11 Government Accountability (Government Accountability Committee and others) (FR)249 DSC/CBP-CS/CS/CS/HB 1279</p> <p>13 Sports Franchise Facilities (Avila and others) (FR)249 DSC</p> <p>15 Deregulation of Professions and Occupations (Beshears and others) (FR)249 DSC</p> <p>17 Community Redevelopment Agencies (Government Accountability Committee and others) (FR)250 DSC</p> <p>19 Motor Vehicle Insurance (Commerce Committee and others) (FR)250 DSC</p> <p>21 Controlled Substances (Health and Human Services Committee and others) (FR)440, (BA)799, (BA)838, (BA)890, 891, 1032, 1040 Ch. 2018-13</p> <p>23 Recovery Care Services (Renner and others) (FR)251 DSC</p> <p>25 Labor Organizations (Government Accountability Committee and others) (FR)262 DSC</p> <p>27 Certificates of Need for Hospitals (Fitzenhagen) (FR)262 DSC/CBP-CS/CS/SB 622</p> <p>29 Military and Veterans Affairs (Commerce Committee and others) (FR)395, (BA)543, (BA)544, (BA)701, 701 Ch. 2018-7 CBP-CS/CS/CS/HB 1073</p> <p>33 Texting While Driving (Government Accountability Committee and others) (FR)724 DSC</p> <p>35 Patient Safety Culture Surveys (Grant) (FR)251 DSC</p> <p>37 Direct Primary Care Agreements (Burgess and others) (FR)262, (BA)798, (BA)894 Ch. 2018-89</p> <p>41 Pregnancy Support and Wellness Services (Health and Human Services Committee and others) (FR)251, (BA)295, (BA)310 Ch. 2018-29</p> <p>53 Coral Reefs (Jacobs and others) (FR)251, (BA)256, (BA)267 Ch. 2018-30</p> <p>55 Sale of Firearms (Oversight, Transparency and Administration Subcommittee and others) (FR)307, (BA)316, (BA)371, (BA)399, (BA)408, (BA)431, (BA)555, (BA)770, (BA)851, (BA)902, (BA)1026 Ch. 2018-144</p> <p>63 Students with Disabilities in Public Schools (PreK-12 Quality Subcommittee and others) (FR)773, (BA)839, (BA)842, (BA)896 DM</p> <p>67 Florida Slavery Memorial (McGhee and others) (FR)262, (BA)371, (BA)399 Ch. 2018-31</p> <p>75 Postsecondary Fee Waivers (Ponder and others) (FR)342, (BA)398, (BA)408 Ch. 2018-8</p> <p>83 Agency Rulemaking (Government Accountability Committee and others) (FR)343 DSC</p> <p>85 Voter Registration List Maintenance (Public Integrity and Ethics Committee and others) (FR)307, (BA)313, (BA)369 Ch. 2018-32 CBP-CS/HB 87</p> <p>87 Pub.Rec./Statewide Voter Registration System (Public Integrity and Ethics Committee and others) (FR)307, (BA)314, (BA)370 Ch. 2018-33 CBP-CS/HB 85</p> <p>119 Adult Cardiovascular Services (Pigman) (FR)343 DSC/CBP-CS/CS/SB 622</p> <p>135 Motor Vehicle Registration Applications (Transportation and Infrastructure Subcommittee and others) (FR)343, (BA)746, (BA)846, 847 Ch. 2018-42</p> <p>141 Transportation (Government Accountability Committee and others) (FR)879, (BA)935, (BA)1023 Ch. 2018-145</p>	HB	<p>155 State Symbols (Magar and others) (FR)376, (BA)746, (BA)846 Ch. 2018-43</p> <p>165 Written Threats to Conduct Mass Shootings or Acts of Terrorism (Judiciary Committee and others) (FR)879, (BA)923, (BA)1020 Ch. 2018-128 CBP-CS/SB 7026</p> <p>185 Redirection of Fees to Tax Collectors (Mariano and others) (FR)263, (BA)798, (BA)894 Ch. 2018-129</p> <p>193 Mortgage Brokering (Stark) (FR)263, (BA)313, (BA)370 Ch. 2018-44</p> <p>215 Motor Vehicles (Payne and others) (FR)263, (BA)924, (BA)928, (BA)1020 Ch. 2018-130</p> <p>243 Discretionary Sales Surtax (Government Accountability Committee and others) (FR)725 DSC</p> <p>273 Public Records (Rodrigues) (FR)263 DSC</p> <p>281 Incarcerated Parents (Williams and others) (FR)343, (BA)686, (BA)767 Ch. 2018-45</p> <p>283 Cardiac Programs (Raschein) (FR)343, (BA)786, (BA)890 Ch. 2018-90 CBP-CS/CS/SB 622</p> <p>307 Florida Commission on Human Relations (Civil Justice and Claims Subcommittee and others) (FR)568 DSC</p> <p>313 Access to Health Care Practitioner Services (Health Quality Subcommittee and others) (FR)343 DSC</p> <p>317 Local Tax Referenda (Government Accountability Committee and others) (FR)344 DSC</p> <p>333 Minimum Officer Qualifications (Criminal Justice Subcommittee and others) (FR)376, (BA)765, (BA)851, (BA)877 Ch. 2018-46</p> <p>351 Prescription Drug Pricing Transparency (Health and Human Services Committee and others) (FR)440, (BA)798, (BA)799, (BA)894, 895 Ch. 2018-91</p> <p>359 State Investments (Nunez and others) (FR)263, (BA)785, (BA)889 Ch. 2018-125</p> <p>361 Persons Authorized to Visit Juvenile Facilities (Criminal Justice Subcommittee and others) (FR)568, (BA)690, (BA)770 Ch. 2018-47</p> <p>365 Standards for Correctional Officers (Criminal Justice Subcommittee and others) (FR)376, (BA)687, (BA)768, (BA)851, (BA)900, (BA)1026 DCS</p>
HM	<p>147 Status of Puerto Rico (Local, Federal and Veterans Affairs Subcommittee and others) (FR)263, (BA)931, (BA)932 Passed</p>	HM	<p>381 Venezuela (Local, Federal and Veterans Affairs Subcommittee and others) (FR)361 DSC</p>
		HB	<p>395 Martin County (Local, Federal and Veterans Affairs Subcommittee and Magar) (FR)725, (BA)902, (MO)902 Ch. 2018-166</p> <p>405 Linear Facilities (Williamson and others) (FR)263, (BA)314, (BA)370, (BA)371 Ch. 2018-34</p> <p>411 Public Records and Public Meetings/Firesafety Systems (Government Accountability Committee and others) (FR)376, (BA)912, (BA)1015 Ch. 2018-146</p> <p>413 Trusts (Moraitis) (FR)264, (BA)372, (BA)400 Ch. 2018-35</p> <p>417 Pub. Rec./Child Advocacy Center Personnel and Child Protection Team Members (Oversight, Transparency and Administration Subcommittee and Jenne) (FR)376, (BA)764, (BA)850, 851 Ch. 2018-147</p> <p>429 Donation and Transfer of Human Tissue (Health and Human Services Committee and others) (FR)344, (BA)372, (BA)373, (BA)400 Ch. 2018-36</p> <p>449 Children's Initiatives (Stafford and others) (FR)377, (BA)909, (BA)910, (BA)1012, 1013 Ch. 2018-148</p> <p>455 Governance of Banks and Trust Companies (Commerce Committee and others) (FR)264, (BA)406, (BA)432, 433 Ch. 2018-48</p> <p>459 Public Records (Government Accountability Committee and others) (FR)415 DSC</p> <p>461 Pub. Rec./Trade Secrets Held by an Agency (Government Accountability Committee and others) (FR)416 DSC</p> <p>465 Insurance (Commerce Committee and others) (FR)773, (BA)934, (BA)935, (BA)1022, 1023 Ch. 2018-131 CBP-CS/CS/CS/HB 1073</p> <p>469 Salvage of Pleasure Vessels (Judiciary Committee and others) (FR)773 DSC</p>

HB

- 471 Unmanned Aircraft (Justice Appropriations Subcommittee and others) (FR)568 DSC
- 483 Unfair Insurance Trade Practices (Commerce Committee and others) (FR)377, (BA)910, (BA)**1013** Ch. 2018-149
- 487 Residential Treatment Center Requirements (Children, Families and Seniors Subcommittee and others) (FR)396 DSC
- 491 Theft (Roth and Killebrew) (FR)725, (BA)748, (BA)**848** Ch. 2018-49
- 495 K-12 Public Education (Education Committee and others) (FR)773, (BA)789, (BA)798, (BA)893, (BA)897, **898** Ch. 2018-150
- 513 Distributing Pharmaceutical Drugs and Devices (Rommel) (FR)344, (BA)765, (BA)**851** Ch. 2018-50
- 517 State Employees' Prescription Drug Program (Magar) (FR)361 DSC/CBP-HB 5001
- 523 Trespass on Airport Property (Cortes) (FR)569, (BA)917, (BA)**1018** Ch. 2018-151
- 529 Florida Fire Prevention Code (Commerce Committee and Diaz) (FR)344, (BA)910, (BA)**1013** Ch. 2018-152
- 533 Unfair Insurance Trade Practices (Insurance and Banking Subcommittee and others) (FR)344, (BA)932, (BA)**1022** Ch. 2018-153
- 539 Alarm Confirmation (Careers and Competition Subcommittee and Cortes) (FR)344, (BA)746, (BA)**847** Ch. 2018-51
- 545 Prohibition Against Contracting with Scrutinized Companies (Fine and others) (FR)344, (BA)407, (BA)408, (BA)**433** Ch. 2018-52
- 547 Reports Concerning Seized or Forfeited Property (Criminal Justice Subcommittee and Killebrew) (FR)416, (BA)788, (BA)**892** Ch. 2018-92
- 551 Pub. Rec./Health Care Facilities (Health Innovation Subcommittee and others) (FR)377, (BA)747, (BA)**847** Ch. 2018-53
- 565 Excess Credit Hour Surcharges (Education Committee and others) (FR)569, (BA)913, (BA)**1017** Ch. 2018-132
- 573 Involuntary Examinations Under the Baker Act (Daniels and others) (FR)416 DSC
- 577 High School Graduation Requirements (Silvers and others) (FR)377, (BA)931, (BA)**1022** Ch. 2018-154
- 581 Subpoenas in Investigations of Sexual Offenses (Criminal Justice Subcommittee and others) (FR)569, (BA)930, (BA)931, (BA)**1021** Ch. 2018-93
- 585 Tourist Development Tax (Commerce Committee and others) (FR)396 DSC/CBP-CS/HB 7087
- 591 Missing Persons (PreK-12 Appropriations Subcommittee and others) (FR)569, (BA)688, (BA)**769** Ch. 2018-54
- 599 Lis Pendens (Altman) (FR)345, (BA)932, (BA)934, (BA)**1022** DM
- 609 Vote-by-Mail Ballots (Public Integrity and Ethics Committee and others) (FR)774 DSC
- 617 Covenants and Restrictions (Edwards-Walpole and others) (FR)725, (BA)747, (BA)748, (BA)847, **848** Ch. 2018-55
- 619 Renaming of Florida College System Institutions (Post-Secondary Education Subcommittee and others) (FR)345 DSC
- 623 Out-of-Country Foreign Money Judgments (Byrd and White) (FR)264, (BA)373, (BA)**401** Ch. 2018-37
- 631 Possession of Real Property (Civil Justice and Claims Subcommittee and others) (FR)377, (BA)689, (BA)690, (BA)769, **770** Ch. 2018-94
- 639 Equitable Distribution of Marital Assets and Liabilities (Perez) (FR)416, (BA)687, (BA)**768** Ch. 2018-56
- 651 State Employment (Yarborough) (FR)345, (BA)749, (BA)**849** Ch. 2018-57
- 661 Business Filings (Oversight, Transparency and Administration Subcommittee and others) (FR)725, (BA)765, (BA)**766** Ch. 2018-58
- 667 Beverage Law (Commerce Committee and others) (FR)440, (BA)842, (BA)843, (BA)897, (BA)**913** Ch. 2018-133

HB

- 669 Beverage Law (Commerce Committee and others) (FR)726, (BA)978, (BA)**979** DM
- 675 Pharmacies (Health and Human Services Committee and Brodeur) (FR)441, (BA)910, (BA)911, (BA)**1014** Ch. 2018-95
- 681 Protection for Vulnerable Investors (Commerce Committee and others) (FR)441 DSC
- 689 Pharmacy (Health and Human Services Committee and others) (FR)441 DSC
- 693 Family Self-Sufficiency (Children, Families and Seniors Subcommittee and others) (FR)569 DSC
- 697 Impact Fees (Government Accountability Committee and others) (FR)726 DSC
- 703 Water Management District Surplus Lands (Government Accountability Committee and Burgess) (FR)416, (BA)912, (BA)913, (BA)**1016** Ch. 2018-155 CBP-CS/CS/CS/HB 705
- 705 Pub. Rec./Water Management District Surplus Lands (Government Accountability Committee and others) (FR)417, (BA)912, (BA)**1015** Ch. 2018-156 CBP-CS/HB 703
- 707 Campaign Finance (Oversight, Transparency and Administration Subcommittee and others) (FR)570 DSC
- 721 Mental Health & Substance Abuse Services (Health and Human Services Committee and others) (FR)345, (BA)931, (BA)**1022** DM
- 725 Permit Fees (Government Accountability Committee and others) (FR)378 DSC
- 731 Home Education (Education Committee and others) (FR)417, (BA)936, (BA)939, (BA)**1024** Ch. 2018-134
- 733 Contraband in County Detention Facilities (Sullivan) (FR)570 DSC
- 735 Mammography (Health and Human Services Committee and others) (FR)417, (BA)**432** Ch. 2018-59
- 751 Public Assistance (Health and Human Services Committee and others) (FR)726 DSC
- 755 Pub. Rec./Nationwide Public Safety Broadband Network (Oversight, Transparency and Administration Subcommittee and others) (FR)378, (BA)406, (BA)407, (BA)**433** Ch. 2018-60
- 815 County and Municipal Public Officer Transparency (Government Accountability Committee and others) (FR)774 DSC
- HM
- 817 Renewal of Title IV-E Waivers for Child Welfare Services (Harrell and Williams) (FR)264, (CR)353 DSC
- HB
- 819 Truck License Taxes (Government Accountability Committee and others) (FR)441 DSC/CBP-CS/HB 7087
- 837 Domestic Wastewater Collection System Assessment and Maintenance (Government Accountability Committee and others) (FR)774 DSC
- 839 The Display of the State Motto (Daniels and others) (FR)417 DSC/CBP-CS/HB 7055
- 841 Community Associations (Judiciary Committee and others) (FR)727, (BA)963, (BA)1025, **1026** Ch. 2018-96 CBP-CS/HB 7087
- 851 Lost or Abandoned Personal Property (Commerce Committee and others) (FR)570 DSC
- 853 Housing Discrimination (Civil Justice and Claims Subcommittee and others) (FR)570 DSC
- 855 Genetic Information Used for Insurance (Brodeur and others) (FR)378 DSC
- 869 Ranger Drainage District, Orange County (Plasencia) (FR)378, (BA)**902**, (MO)902 Ch. 2018-167
- 875 Limitations of Actions Other Than for the Recovery of Real Property (Judiciary Committee and others) (FR)417, (BA)909, (BA)**1012** Ch. 2018-97
- 887 Reading Instruction (Harrell and others) (FR)570 DSC/CBP-CS/HB 7055
- 889 West Palm Beach Police Pension Fund of the City of West Palm Beach, Palm Beach County (Willhite) (FR)570, (BA)**902**, (MO)902 Ch. 2018-168
- 891 St. Lucie County (Harrell) (FR)361, (BA)**902**, (MO)902 Ch. 2018-169

- HB 901 Acme Improvement District and Pine Tree Water Control District, Palm Beach County (Government Accountability Committee and others) (FR)571, (MO)902, (BA) **903** Ch. 2018-170
- 935 Mortgage Regulation (Commerce Committee and Nunez) (FR)418, (BA)**435** Ch. 2018-61
- 937 Perinatal Mental Health (Health Care Appropriations Subcommittee and others) (FR)727, (BA)911, (BA)1012, (BA)**1014** Ch. 2018-98
- 941 Administrative Procedures (Government Accountability Committee and others) (FR)441 DSC
- 953 Consumer Report Security Freezes (Harrison and others) (FR)418, (BA)749, (BA)**849** Ch. 2018-62
- 957 Crime Stoppers Organizations (Judiciary Committee and others) (FR)571 DSC
- 961 Beverage Law (Commerce Committee and others) (FR) 571, (BA)843, (BA)**898** Ch. 2018-135
- 963 Towing and Immobilizing Fees and Charges (Cortes) (FR) 442 DSC
- 965 Laser Hair Removal Or Reduction (Health and Human Services Committee and others) (FR)727 DSC
- 973 Performance of Physician Assistants and Advanced Registered Nurse Practitioners (Daniels and Plasencia) (FR)345 DSC
- 981 Electric and Hybrid Vehicles (Olszewski) (FR)442 DSC
- 985 Involuntary Commitment (Health and Human Services Committee and Gonzalez) (FR)774 DSC
- 987 Affordable Housing (Government Accountability Committee and others) (FR)571 DSC
- 1009 Closing Gap Grant Program (Brown and others) (FR)378, (BA)843, (BA)**899** Ch. 2018-157
- 1011 Homeowners' Insurance Policy Disclosures (Commerce Committee and others) (FR)378, (BA)429, (BA)**563** Ch. 2018-63
- 1013 Daylight Saving Time (Nunez and others) (FR)379, (BA) 687, (BA)**768** Ch. 2018-99
- 1015 Florida Keys Mosquito Control District, Monroe County (Raschein) (FR)362, (MO)902, (BA)**903** Ch. 2018-171
- 1017 Seminole County (Local, Federal and Veterans Affairs Subcommittee and others) (FR)727, (MO)902, (BA)**903** Ch. 2018-172
- 1033 Bicycle Sharing (Commerce Committee and others) (FR) 442 DSC
- 1035 Personalized Education (Education Committee and others) (FR)571 DSC/CBP-CS/HB 7055
- 1041 Professional Regulation (Judiciary Committee and others) (FR)775 DSC
- 1049 Poll Workers (Government Accountability Committee and others) (FR)776 DSC
- 1055 Pub. Rec./Addiction Treatment Facility Personnel (Oversight, Transparency and Administration Subcommittee and others) (FR)418, (BA)749, (BA)**849** Ch. 2018-64
- 1059 Exploitation of a Vulnerable Adult (Judiciary Committee and others) (FR)727, (BA)738, (BA)742, (BA)845, (BA) **846** Ch. 2018-100
- 1065 Expiration of Criminal History Records (Criminal Justice Subcommittee and others) (FR)776, (BA)912, (BA) 1015, **1016** Ch. 2018-101
- 1069 Substance Abuse Services (Health and Human Services Committee and others) (FR)442, (BA)917, (BA)919, (BA) 1018, **1019** DM
- 1071 City of Clearwater, Pinellas County (Local, Federal and Veterans Affairs Subcommittee and Ahern) (FR)379, (MO)902, (BA)**903** Ch. 2018-173
- 1073 Department of Financial Services (Commerce Committee and others) (FR)443, (BA)787, (BA)788, (BA)891, **892** Ch. 2018-102 CBP-CS/HB 29, CS/CS/HB 465
- 1079 Child Welfare (Health and Human Services Committee and others) (BA)845, (FR)879, (BA)899, **900** Ch. 2018-103 CBP-HB 5003
- 1081 Essential Electric Utility Service (Commerce Committee and others) (FR)728 DSC
- 1089 East Mulloch Drainage District, Lee County (Rodrigues) (FR)379, (MO)902, (BA)**903** Ch. 2018-174
- HB 1091 Early Learning (PreK-12 Appropriations Subcommittee and others) (FR)572, (BA)843, (BA)**897** Ch. 2018-136
- 1093 Loxahatchee Groves Water Control District, Palm Beach County (Willhite) (FR)379, (MO)902, (BA)**904** Ch. 2018-175
- 1113 Palm Beach County Housing Authority (Silvers and Berman) (FR)362, (MO)902, (BA)**904** Vetoed
- 1115 Indian River Farms Water Control District, Indian River County (Grall) (FR)362, (MO)902, (BA)**904** Ch. 2018-176
- 1117 Sebastian Inlet Tax District, Indian River and Brevard Counties (Local, Federal and Veterans Affairs Subcommittee and others) (FR)572, (MO)902, (BA)**904** Ch. 2018-177
- 1119 Lakewood Ranch Stewardship District, Manatee and Sarasota Counties (Government Accountability Committee and Gruters) (FR)728, (MO)902, (BA)**904** Ch. 2018-178
- 1127 Pub. Rec. and Meetings/Citizens Property Insurance Corporation (Government Accountability Committee and others) (FR)418, (BA)746, (BA)**845** Ch. 2018-65
- 1137 Pinellas County Construction Licensing Board (Government Accountability Committee and others) (FR)379, (MO)902, (BA)**905** Ch. 2018-179
- 1139 City Pension Fund for Firefighters and Police Officers in the City of Tampa, Hillsborough County (Cruz and others) (FR)379, (MO)902, (BA)**905** Ch. 2018-180
- 1141 Firefighters' Relief and Pension Fund of the City of Pensacola, Escambia County (Local, Federal and Veterans Affairs Subcommittee and White) (FR)380, (MO)902, (BA)**905** Ch. 2018-181
- 1143 Defrauding or Attempting to Defraud Drug Tests (White) (FR)572 DSC
- 1149 Environmental Regulation (Government Accountability Committee and others) (FR)776, (BA)**977** Vetoed
- 1151 Developments of Regional Impact (Commerce Committee and others) (FR)880, (BA)916, (BA)917, (BA)1018, (BA) 1027, **1029** Ch. 2018-158
- 1153 Pretrial Release in Cases Involving Minor Victims (Criminal Justice Subcommittee and La Rosa) (FR)396 DSC
- 1155 Anatomical Gifts (Health Quality Subcommittee and La Rosa) (FR)729 DSC
- 1165 Trauma Services (Health and Human Services Committee and others) (FR)729, (BA)**767** Ch. 2018-66
- 1173 Lands Used for Governmental Purposes (Government Accountability Committee and others) (FR)729, (BA)743, (BA)746, (BA)845, (BA)**876** Ch. 2018-159
- 1175 Early Learning Coalitions (PreK-12 Quality Subcommittee and Sullivan) (FR)396 DSC/CBP-CS/HB 7055
- 1177 Joint Task Force on State Agency Law Enforcement Communications (Oversight, Transparency and Administration Subcommittee and Ingoglia) (FR)572, (BA)748, (BA)749, (BA)**848** Ch. 2018-67
- 1187 Guardianship (Health and Human Services Committee and Spano) (FR)444, (BA)687, (BA)688, (BA)768, **769** Ch. 2018-68
- 1189 Commercial Motor Vehicles (Government Accountability Committee and Payne) (FR)572 DSC
- 1201 Education for Prisoners (Ahern and others) (FR)573, (BA) 915, (BA)**1018** Ch. 2018-104
- 1211 Airboat Regulation (Commerce Committee and others) (FR)776, (BA)923, (BA)**1019** Ch. 2018-137
- 1217 Deployed Parent Custody and Visitation (Judiciary Committee and others) (FR)418, (BA)747, (BA)**847** Ch. 2018-69
- 1239 South Lake County Hospital District, Lake County (Local, Federal and Veterans Affairs Subcommittee and Metz) (FR)380, (MO)902, (BA)**905** Ch. 2018-182
- 1265 Alcoholic Beverages (Commerce Committee and others) (FR)730, (BA)842, (BA)**896** Ch. 2018-138
- 1267 Telephone Solicitation (Energy and Utilities Subcommittee and others) (FR)418, (BA)690, (BA)**770** Ch. 2018-70

<p>HB</p> <p>1279 School District Accountability (Education Committee and others) (FR)419, (BA)544, (BA)545, (BA)701, 702 Ch. 2018-5</p> <p>1285 Florida Business Entities (Albritton) (FR)444, (BA)690, (BA)696, (BA)770 Ch. 2018-139</p> <p>1287 Transportation (Government Accountability Committee and others) (FR)881 DSC/CBP-CS/CS/HB 141, HB 215, CS/CS/HB 1079, CS/SB 1552</p> <p>1301 Sexual Offenders and Predators (Justice Appropriations Subcommittee and others) (FR)777, (BA)913, (BA)919, 920, (BA)922, (BA)1016, (BA)1017, (BA)1027 Ch. 2018-105</p> <p>1317 Pub. Rec./Autopsy Records (Oversight, Transparency and Administration Subcommittee and Jacobs) (FR)777 DSC</p> <p>1319 Voter Registration Maintenance (Public Integrity and Ethics Committee and others) (FR)730 DSC</p> <p>1337 Nursing (Health and Human Services Committee and others) (FR)573, (BA)922, (BA)923, (BA)1019 Ch. 2018-106</p> <p>1361 Clerks of Court (Judiciary Committee and others) (FR)730, (BA)748, (BA)848 Ch. 2018-71</p> <p>1373 Medication Administration (Health and Human Services Committee and others) (FR)444, (BA)788, (BA)892 Ch. 2018-107</p> <p>1383 Tax Deed Sales (Government Accountability Committee and others) (FR)777, (BA)929, (BA)1021 Ch. 2018-160</p> <p>1391 Student Safety (Judiciary Committee and others) (FR)882 DSC/CBP-CS/HB 495, CS/HB 7055</p> <p>1393 City of Tampa, Hillsborough County (Government Accountability Committee and Grant) (FR)730, (MO)902, (BA)907, 909 Ch. 2018-183</p> <p>1395 City of Marco Island, Collier County (Government Accountability Committee and Rommel) (FR)730, (MO)902, (BA)906 Ch. 2018-184</p> <p>1397 Hardee County Economic Development Authority, Hardee County (Local, Federal and Veterans Affairs Subcommittee and Albritton) (FR)444, (MO)902, (BA) 906 Ch. 2018-185</p> <p>1401 Judgments in Criminal Cases (Criminal Justice Subcommittee and Altman) (FR)777 DSC</p> <p>1423 Tohopekaliga Water Authority, Osceola County (Government Accountability Committee and others) (FR)573, (MO)902, (BA)906 Ch. 2018-186</p> <p>1429 Dismemberment Abortion (Grall and others) (FR)444 DSC</p> <p>1435 Child Welfare (Health Care Appropriations Subcommittee and others) (FR)777, (BA)844, (BA)899 Ch. 2018-108</p> <p>1437 Employment Services for Persons with Disabilities (Abruzzo and others) (FR)573, (BA)688, (BA)769 Ch. 2018-72</p> <p>1447 City of Orlando, Orange County (Miller) (FR)573, (MO)902, (BA)906 Ch. 2018-187</p> <p>1449 Campbellton-Graceville Hospital District, Jackson County (Government Accountability Committee and others) (FR)730, (MO)902, (BA)906 Ch. 2018-188</p> <p>1451 Charlotte County Tourist Development Council, Charlotte County (Local, Federal and Veterans Affairs Subcommittee and Grant) (FR)444, (MO)902, (BA)907 Ch. 2018-189</p>	<p>HB</p> <p>5005 Collective Bargaining (Appropriations Committee and Trujillo) (BA)335, (MO)336, 402, 403, 1301 Ch. 2018-11 CBP-HB 5001</p> <p>5007 State-Administered Retirement Systems (Appropriations Committee and Trujillo) (BA)336, (MO)336 Ch. 2018-12 CBP-HB 5001</p> <p>5201 Information Technology (Government Operations and Technology Appropriations Subcommittee and Ingoglia) (FR)362 DSC/CBP-HB 5001, HB 5003</p> <p>5203 Statewide Travel (Government Operations and Technology Appropriations Subcommittee and Ingoglia) (FR)362 DSC/CBP-HB 5001</p> <p>5301 Judges (Justice Appropriations Subcommittee and Hager) (FR)362 DSC/CBP-HB 5001</p> <p>6001 Traffic Infraction Detectors (Avila and others) (FR)251 DSC</p> <p>6003 Participant Local Government Advisory Council (White) (FR)345, (BA)910, (BA)1013 Ch. 2018-140</p> <p>6009 Write-In Candidates (Geller and others) (FR)345, (BA)910, (BA)1013 Ch. 2018-141</p> <p>6013 Return of Property (Byrd and others) (FR)346 DSC</p> <p>6021 Guardian Ad Litem Direct-Support Organization (Stevenson and others) (FR)251, (BA)256, (BA)267 Ch. 2018-38</p> <p>6033 Volunteer Florida, Inc. (Ponder) (FR)380, (BA)687, (BA) 768 Ch. 2018-73</p> <p>6041 Division of Historical Resources (Stevenson and others) (FR)731 DSC</p> <p>6049 Medical Marijuana Growers (Jones and others) (FR)574, (BA)786, (BA)891, (BA)893 Ch. 2018-142</p> <p>6059 Department of Corrections' Direct-Support Organization (Plakon) (FR)380, (BA)749, (BA)849, (BA)900 Ch. 2018-143</p> <p>6501 Relief/Cristina Alvarez and George Patnode/Department of Health (Toledo) (FR)574, (BA)914, (BA)1017 Ch. 2018-162</p> <p>6505 Relief/Vonshelle Brothers/Department of Health (Jenne) (FR)574, (BA)912, (BA)1014 Ch. 2018-163</p> <p>6509 Relief/C.M.H./Department of Children and Families (Civil Justice and Claims Subcommittee and Grant) (FR)574, (BA)876, (BA)891 Ch. 2018-164</p> <p>6515 Relief/Cathleen Smiley/Brevard County (Civil Justice and Claims Subcommittee and Altman) (FR)363, (BA)371, (BA)399 Ch. 2018-190</p> <p>6517 Relief/Robert Allan Smith/Orange County (Civil Justice and Claims Subcommittee and Cortes) (FR)363 DSC</p> <p>6523 Relief/Ashraf Kamel & Marguerite Dimitri/Palm Beach County School Board (Civil Justice and Claims Subcommittee and Raburn) (FR)574, (BA)839, (BA)896 Ch. 2018-191</p> <p>6525 Relief/Marcus Button/Pasco County School Board (Judiciary Committee and others) (FR)574 DSC</p> <p>6527 Relief/Christopher Cannon/City of Tallahassee (Civil Justice and Claims Subcommittee and Alexander) (FR)574, (BA)789, (BA)893 Ch. 2018-192</p> <p>6535 Relief/Estate of Dr. Sherrill Lynn Aversa/Department of Transportation (Transportation and Tourism Appropriations Subcommittee and others) (FR)575, (BA)911, (BA) 1014 Ch. 2018-165</p> <p>6543 Relief/Estate of Eric Scott Tenner/Miami-Dade County (Civil Justice and Claims Subcommittee and Perez) (FR)575 DSC</p> <p>6545 Relief/Ramiro Companioni, Jr./City of Tampa (Civil Justice and Claims Subcommittee and Santiago) (FR)575, (BA)798, (BA)894 Ch. 2018-193</p>
<p>HCR</p> <p>1457 Extension of the 2018 Regular Session of the Legislature (Oliva) (BA)1026 Passed</p>	<p>HJR</p> <p>7001 Supermajority Vote for State Taxes or Fees (Ways and Means Committee and others) (FR)264, (CR)374, (CR)409, (BA)545, (BA)546, (CR)564, (BA)697, 698 Passed</p>
<p>HB</p> <p>5001 General Appropriations Act (Appropriations Committee and Trujillo) (BA)311, (MO)311, 402, 403, 1056, 1277 Ch. 2018-9 CBP-HB 5003, HB 5005, HB 5007, CS/HB 7055</p> <p>5003 Implementing the 2018-2019 General Appropriations Act (Appropriations Committee and Trujillo) (BA)318, (BA)319, (MO)335, 402, 403, 1278, 1300 Ch. 2018-10 CBP-CS/CS/HB 1079, HB 5001</p>	<p>HB</p> <p>7003 Local Government Ethics Reform (Public Integrity and Ethics Committee and others) (FR)252 DSC/CBP-CS/CS/CS/HB 1279</p> <p>7005 Trust Funds/Creation/Local Government Lobbyist Registration System Trust Fund (Public Integrity and Ethics Committee and others) (FR)252 DSC</p>

HB		HB	
7007	Ethics Reform (Government Accountability Committee and others) (FR)731 DSC		tions Subcommittee and Albritton) (FR)419, (BA) 431 Ch. 2018-115
7009	Workers' Compensation (Commerce Committee and others) (FR)252 DSC	7053	Public Records/United States Census Bureau (Oversight, Transparency and Administration Subcommittee and McClure) (FR)419, (BA) 435 Ch. 2018-77
7011	OGSR/School Food and Nutrition Service Program (Oversight, Transparency and Administration Subcommittee and Davis) (FR)265, (BA)408, (BA) 434 Ch. 2018-74	7055	Education (Appropriations Committee and others) (FR)363, (CR)384, (CR)409, (BA)450, (BA)543, (CR)564, (BA)698, 700 Ch. 2018-6 CBP-HB 5001
7013	OGSR/False Claims (Oversight, Transparency and Administration Subcommittee and Yarbrough) (FR)265, (BA)407, (BA) 434 Ch. 2018-75	7057	Budget Transparency (Government Accountability Committee and others) (FR)445 DSC
7015	Property Insurance Assignment Agreements (Judiciary Committee and others) (FR)253 DSC	7059	Optometry (Health and Human Services Committee and Cummings) (FR)383, (BA)546, (BA) 576 Ch. 2018-78
7017	Child Exploitation (Judiciary Committee and others) (FR)380 DSC	7061	Jurisdiction of County Courts (Judiciary Committee and others) (FR)882, (BA)964, (BA)968, (BA) 1024 DM
7019	Pub. Rec./Minor Victims of Sexual Offenses (Criminal Justice Subcommittee and Sullivan) (FR)381 DSC	7065	Child Welfare (Health and Human Services Committee and others) (FR)778 DSC/CBP-CS/CS/HB 1079, HB 5003
7021	Florida Statutes (Rules and Policy Committee and Harrison) (FR)382, (BA)449, (BA) 696 Ch. 2018-109	7067	Gaming (Tourism and Gaming Control Subcommittee and La Rosa) (FR)778, (BA)852, 872 , (MO)876, 1027 DCC
7023	Florida Statutes/General (Rules and Policy Committee and Harrison) (FR)382, (BA)449, (BA) 696 Ch. 2018-110	7069	Trust Funds (Appropriations Committee and others) (FR)420, (BA) 433 Ch. 2018-79
7025	Florida Statutes/Non-current Repeals or Expiration (Rules and Policy Committee and Harrison) (FR)382, (BA)449, (BA)450, (BA) 696 Ch. 2018-111	7071	Criminal Justice Data Transparency (Justice Appropriations Subcommittee and others) (FR)731 DSC/CBP-CS/CS/SB 1392
7027	Florida Statutes/Rulemaking Repeals (Rules and Policy Committee and Harrison) (FR)382, (BA)450, (BA)696, 697 Ch. 2018-112	7075	OGSR/Payment Instrument Transaction Information (Oversight, Transparency and Administration Subcommittee and McClure) (FR)779, (BA)784, (BA) 888 Ch. 2018-116
7029	OGSR/Human Trafficking Expunction (Oversight, Transparency and Administration Subcommittee and others) (FR)346, (BA)373, (BA)374, (BA) 401 Ch. 2018-39	7077	OGSR/Agency Employee Misconduct Complaint (Oversight, Transparency and Administration Subcommittee and others) (FR)575, (BA)785, (BA) 889 Ch. 2018-117
7031	OGSR/Criminal Justice Commission (Oversight, Transparency and Administration Subcommittee and Burgess) (FR)346, (BA)374, (BA) 402 Ch. 2018-40	7079	Pub. Rec./Disaster Response (Oversight, Transparency and Administration Subcommittee and Burgess) (FR)732 DSC
7033	Trust Funds/Re-creation/Land Acquisition Trust Fund/DOS (Transportation and Tourism Appropriations Subcommittee and Ingram) (FR)346, (BA)373, (BA) 401 Ch. 2018-113	7081	Pub. Rec./Lottery (Government Accountability Committee and Williamson) (FR)732 DSC
7035	Ratification of St. Johns River Water Management District Rules (Natural Resources and Public Lands Subcommittee and McClain) (FR)346, (BA)373, (BA) 401 Ch. 2018-41	7083	Emergency Management (Appropriations Committee and others) (FR)732 DSC
7037	Election Dates for Municipal Office (Government Accountability Committee and Caldwell) (FR)382, (BA)911, (BA)1012 DCS	7085	Health Care Disaster Preparedness and Response (Appropriations Committee and others) (FR)732 DSC/CBP-CS/CS/SB 622
7039	Human Trafficking (Criminal Justice Subcommittee and others) (FR)778 DSC	7087	Taxation (Appropriations Committee and others) (FR)779, (BA)940, (BA)961, (BA)962, (BA)1023, (BA)1053, 1056 Ch. 2018-118 CBP-CS/CS/CS/HB 841, SB 100
7041	OGSR/Ethics Complaints and Investigations (Oversight, Transparency and Administration Subcommittee and Williamson) (FR)382, (BA)408, (BA) 434 Ch. 2018-76	7091	Pub. Rec./Sexual Harassment Complaints (Government Accountability Committee and Sullivan) (FR)733 DSC
7043	State Assumption of Federal Section 404 Dredge and Fill Permitting Authority (Natural Resources and Public Lands Subcommittee and others) (FR)419, (BA)838, (BA)839, (BA) 895 Ch. 2018-88	7093	Corporate Income Tax (Ways and Means Committee and Renner) (FR)733, (BA)900, (BA) 901 , 1029, 1030 Ch. 2018-119
7045	The Legislature/Date for Convening 2020 Regular Session (Rules and Policy Committee and Nunez) (FR)346, (CR)565, (BA)785, (CR)877, (BA) 889 Ch. 2018-114	7095	OGSR/Local Government Electric Utility (Government Accountability Committee and McClain) (FR)780, (BA)784, (BA) 888 Ch. 2018-120
7051	Trust Funds/Re-creation/Land Acquisition Trust Fund/DACS (Agriculture and Natural Resources Appropria-	7097	OGSR/Citizens Property Insurance Corporation (Government Accountability Committee and Santiago) (FR)780, (BA)785, (BA)888, 889 Ch. 2018-121
		7099	Ratification of Agency for Health Care Administration Rules (Health and Human Services Committee and Magar) (BA) 702 , (FR)734 Ch. 2018-123